KFM 9018 .A2 1953 33rd
House journal of the 33rd legislative assembly 1953
Montana State Library
3 0864 1007 0254 0
S 214

KFM
9018
.A2
1958
33rd

REF House Journal
G
295
1953 (H)

MONTANA LEGISLATIVE COUNCIL
LIBRARY

HOUSE JOURNAL

OF THE

Thirty-third Legislative Assembly

OF THE

STATE OF MONTANA

Held at Helena, the Seat of Government of Said State,
Commencing January 5, 1953, and
Ending March 5, 1953.

LEWIS R. KNOX,
Chief Clerk

ELSIE R. EKEGREN,
Journal Clerk.

PUBLISHED BY AUTHORITY

MONTANA LEGISLATIVE COUNCIL
LIBRARY

HOUSE JOURNAL

OF THE

Thirty-third Legislative Assembly

OF THE

STATE OF MONTANA

Held at Helena, the Seat of Government of Said State,
Commencing January 5, 1953, and
Ending March 5, 1953.

LEWIS R. KNOX,
Chief Clerk.

ELSIE R. EKEGREN,
Journal Clerk.

PUBLISHED BY AUTHORITY

STATE PUBLISHING CO., HELENA, MONT.




ORO Y PLATA

OFFICERS AND MEMBERS

OF THE

Thirty-third Legislative Assembly of the State of Montana

1953

J. HUGO ARONSON, GOVERNOR
Geo. M. Gosman, Lieutenant Governor and President of the Senate
Dean Chaffin, Speaker of the House
Donovan Worden, President Pro Tem of the Senate
O. P. Balgord, President Pro Tem (Ad Interim)

Members of Senate

NAME	Residence	County	Politics
†Alley, John C.	Whitehall	Jefferson	Republican
*Anderson, Dr. Evon L.	Fort Benton	Chouteau	Republican
Anderson, LeRoy H.	Conrad	Pondera	Democrat
Angstman, Jess L.	Havre	Hill	Democrat
Balgord, O. P.	Lavina	Golden Valley	Republican
*Bovey, Charles A.	Great Falls	Cascade	Democrat
Brenner, J. S.	Grant	Beaverhead	Republican
Brewer, Clyde	Roundup	Musselshell	Republican
*Bristow, W. F.	Townsend	Broadwater	Democrat
*Busch, L. W.	Baker	Fallon	Republican
*Cole, Kenneth	Winnett	Petroleum	Republican
*Cotton, Robert S.	Glasgow	Valley	Democrat
*Dahl, Andrew	Dagmar	Sheridan	Democrat
Dokken, H. H.	Bozeman	Gallatin	Republican
Donahoe, Walter A.	Wh. Sul. Springs	Meagher	Republican
*Ettien, Chan	Philipsburg	Granite	Democrat
*Evans, Troy	Butte	Silver Bow	Republican
*Gardner, C. E.	Boyes	Carter	Republican
Grandey, Charles W.	Terry	Prairie	Republican
*Harken, R. C.	Forsyth	Rosebud	Democrat
Hatch, Charles M.	Miles City	Custer	Republican
*Hibbs, Rex	Billings	Yellowstone	Republican
Hofland, J. M.	Circle	McCone	Democrat
James, David F.	Joplin	Liberty	Democrat
*Keller, Webster	Fishtail	Stillwater	Democrat
*Larson, Glenn H.	Thompson Falls	Sanders	Republican
*Lott, M. J.	Twin Bridges	Madison	Republican
Lindquist, Carl	Scobey	Daniels	Republican
McCabe, George N.	Cut Bank	Glacier	Democrat
McDonnell, A. Ronald	Big Timber	Sweetgrass	Republican
*McKenna, George S.	Geyser	Judith Basin	Democrat
*McQuitty, E. F.	Harlowton	Wheatland	Democrat
Mackay, William R.	Roscoe	Carbon	Republican
Mahoney, Charles H.	Jordan	Garfield	Republican
Manning, D. M.	Hysham	Treasure	Democrat
‡Moritz, Earl	Lewistown	Fergus	Republican
*Moss, G. M.	Whitefish	Flathead	Republican
*Nesvig, Oscar	Wibaux	Wibaux	Democrat
*Nutter, Donald	Sidney	Richland	Republican
Padbury, Fred H.	Helena	Lewis & Clark	Republican
*Rice, Paul	Bynum	Teton	Democrat
Robins, R. L.	Glendive	Dawson	Republican
Robinson, Fred L.	Malta	Phillips	Republican
Ross, Thomas A.	Chinook	Blaine	Republican
Scofield, Charles L.	Broadus	Powder River	Republican
Spear, W. B.	Kirby	Big Horn	Republican
Taylor, B. R.	Wolf Point	Roosevelt	Republican
*Tibbals, H. A.	Saltese	Mineral	Democrat
Valiton, Don F.	Deer Lodge	Powell	Republican
Wallace, Lloyd I.	Polson	Lake	Republican
Wenger, Edward A.	Anaconda	Deer Lodge	Democrat
*Weydemeyer, Winton	Fortine	Lincoln	Republican
*Wilson, George W.	Shelby	Toole	Democrat
*Winters, W. J.	Stevensville	Ravalli	Republican
*Worden, Donovan	Missoula	Missoula	Republican
Working, Paul	Wilsall	Park	Republican

† Succeeding Philip C. Duncan, resigned.
* Holdover.
‡ Appointed to succeed E. R. Roehl, deceased.

House of Representatives

NAME	Residence	County	Politics
Anderson, George D.	Great Falls	Cascade	Democrat
Armstrong, Ory J.	Kalispell	Flathead	Republican
Arnold, Adeline (Mrs. Jack)	Birney	Rosebud	Republican
Atkinson, A. L. (Roy)	Ronan	Lake	Republican
Babcock, Tim M.	Miles City	Custer	Republican
Barnard, Lloyd	Saco	Valley	Democrat
Barrett, Fred	Chester	Liberty	Democrat
Beck, Martin J.	Wolf Point	McCone	Democrat
Bricker, Ralph C.	Great Falls	Cascade	Republican
Broeder, Fred O.	Creston	Flathead	Republican
Brownfield, Ben	Hammond	Carter	Republican
Cavanaugh, John	Butte	Silver Bow	Democrat
Cerovski, Charles	Lewistown	Fergus	Democrat
Chaffin, Dean	Bozeman	Gallatin	Republican
Clowes, Homer J.	Glasgow	Valley	Democrat
Corcoran, Dan H.	Ryegate	Golden Valley	Republican
Crist, Charles L.	Billings	Yellowstone	Republican
Dempsey, Mervin	Butte	Silver Bow	Democrat
Durkee, Robert A.	Havre	Hill	Democrat
Dwyer, Robert G.	Butte	Silver Bow	Democrat
Emmons, John	Anaconda	Deer Lodge	Democrat
Fry, J. W. (Joe)	Laurel	Yellowstone	Republican
Fulton, Frank F.	Plevna	Fallon	Republican
Gebhardt, R. H.	Billings	Yellowstone	Republican
Gershmel, M. N.	Winnett	Petroleum	Democrat
Gleed, George E.	Dillon	Beaverhead	Republican
Goffena, L. W.	Roundup	Musselshell	Republican
Goodgame, Allen	Troy	Lincoln	Democrat
Goodwin, Lester	Townsend	Broadwater	Democrat
Graybill, Leo C.	Great Falls	Cascade	Democrat
Gunderson, Ole S.	Power	Cascade	Democrat
Haines, Clifford E.	Creston	Flathead	Republican
Haines, H. H.	Terry	Prairie	Republican
Haines, Tom	Missoula	Missoula	Republican
Hancock, J. Homer	Billings	Yellowstone	Republican
Hansen, C. O. (Kelly)	Billings	Yellowstone	Republican
Hanson, Roy A.	Miles City	Custer	Republican
Hawks, Clyde L.	St. Xavier	Big Horn	Republican
Hess, H. H.	Havre	Hill	Democrat
Higgins, David M.	Blackfoot	Glacier	Republican
Hilger, R. J.	Glendive	Dawson	Republican
Hughes, Gerald H.	Stanford	Judith Basin	Republican
Iten, Joseph	Hamilton	Ravalli	Republican
Johnson, Erick V.	Philipsburg	Granite	Republican
Johnson, Rudy	Butte	Silver Bow	Democrat
Juedeman, R. F.	Sunburst	Toole	Republican
Leuthold, John H.	Molt	Stillwater	Republican
Loughran, Mike	Butte	Silver Bow	Democrat
MacDonald, John J.	Jordan	Garfield	Democrat
McAndrews, Wayne	Anaconda	Deer Lodge	Democrat
McDonnell, John	Superior	Mineral	Republican
McElwain, Joseph A.	Deer Lodge	Powell	Republican
Mahoney, Eugene H.	Thompson Falls	Sanders	Democrat
Marsenich, Robert	Butte	Silver Bow	Democrat
Michels, Lloyd J.	Medicine Lake	Sheridan	Democrat
Nixon, Richard	Hogeland	Blaine	Democrat
Norby, Fritz	Great Falls	Cascade	Republican
Nybo, C. N.	Missoula	Missoula	Republican
O'Connor, George W.	Fromberg	Carbon	Republican
Omholt, E. V.	Dutton	Teton	Republican
Parker, Clem	Wibaux	Wibaux	Democrat
Peters, Carl B.	Billings	Yellowstone	Republican
Pfohl, Scott A.	Livingston	Park	Republican
Phillips, R. J.	Lewistown	Fergus	Republican
Pierce, Geo. R.	Billings	Yellowstone	Republican
Powell, Lisle D.	Biddle	Powder River	Republican
Purdy, R. P. (Bud)	Bozeman	Gallatin	Republican
Reed, Mrs. Dallas J. (Bess)	Missoula	Missoula	Republican
Regan, Leonard D.	Great Falls	Cascade	Democrat
Rieder, Arnold	Boulder	Jefferson	Democrat
Rimel, Jack W.	Missoula	Missoula	Republican
Ringling, Paul	Wh. Sul. Springs	Meagher	Democrat
Sagunsky, Walter	Sheridan	Madison	Republican
Sales, Walter L.	Manhattan	Gallatin	Republican
Sax, Floyd L.	Sidney	Richland	Republican

HOUSE OF REPRESENTATIVES — (Continued)

NAME	Residence	County	Politics
Schiltz, John M.	Billings	Yellowstone	Republican
Seifert, J. P.	Conrad	Pondera	Republican
Sippel, O. A.	Big Timber	Sweetgrass	Republican
Smith, J. Miller	Helena	Lewis & Clark	Republican
Steel, Ernest C.	Great Falls	Cascade	Republican
Sykes, Robert C. (Bob)	Kalispell	Flathead	Republican
Tange, Chris S.	Poplar	Roosevelt	Republican
Taylor, Neil	Scobey	Daniels	Republican
Tobin, Thomas E.	Butte	Silver Bow	Democrat
Tobin, Thomas D.	Helena	Lewis & Clark	Republican
Toole, John H.	Missoula	Missoula	Republican
Totten, W. R.	East Helena	Lewis & Clark	Republican
VanDyke, William	Harlowton	Wheatland	Democrat
Walton, Clarence	Wilsall	Park	Republican
Watkins, A. J.	Chapman	Phillips	Republican
Wetzsteon, Fred	Sula	Ravalli	Republican
Wiedman, R. H.	Polson	Lake	Republican
Wilson, Archie	Hysham	Treasure	Republican
Wood, James, Jr.	Loma	Chouteau	Democrat

INDEX BY DAYS

Legislative Day		Date 1953	Page No.
1st	January	5	1
2nd		6	4
3rd		7	12
4th		8	15
5th		9	22
6th		10	None
7th		11	None
8th		12	25
9th		13	28
10th		14	42
11th		15	45
12th		16	50
13th		17	None
14th		18	None
15th		19	52
16th		20	55
17th		21	62
18th		22	66
19th		23	73
20th		24	78
21st		25	None
22nd		26	81
23rd		27	89
24th		28	95
25th		29	102
26th		30	113
27th		31	124
28th	February	1	None
29th		2	140
30th		3	156
31st	February	4	176
32nd		5	185
33rd		6	193
34th		7	205
35th		8	None
36th		9	216
37th		10	230
38th		11	240
39th		12	255
40th		13	269
41st		14	291
42nd		15	317
43rd		16	330
44th		17	360
45th		18	372
46th		19	392
47th		20	412
48th		21	424
49th		22	439
50th		23	442
51st		24	450
52nd		25	459
53rd		26	473
54th		27	489
55th		28	504
56th	March	1	523
57th		2	536
58th		3	556
59th		4	568
60th		5	580

SUBJECT INDEX

Should be used in connection with Title Index at page Index 43 for the House Bills and page Index 133 for the Senate Bills, Chapter Numbers listed herein refer to Laws of 1953.

	H. B.	S. B.
Abstractors:		
Title, application for license; records required; bonds; general regulating	257	
Acknowledgments:		
Out-of-state to have same effect as if taken in Montana (Chapter 81)	323	
Actions:		
Place of trial of civil	122	
Real property, See "Real Property Actions."		
Adoption:		
Amending Section 61-127, Revised Codes of 1947 (Chapter 11)	61	
Agriculture:		
Commercial feeds, condemnation of, offenses and penalties	173	
Agriculture and Livestock Council:		
Creation of Inter-Departmental Advisory Council (Chapter 87)		52
Agriculture, State Department of:		
Cooperation between certain divisions of in holding state exhibitions	19	
Air Patrol:		
Establishment of Department of	295	
Apiarist:		
State and power of to inspect apiaries and beekeeping equipment (Chapter 28)	129	
Appropriations:		
Armory Board bonds, for retirement of	229	
Attorney-General to hire expert witnesses in trial of escheated estates	107	
Balance remaining under H. B. 463 for State Tuberculosis Sanitarium	373	
Balances for use of Eastern Montana College of Education	363	
Balances of remaining moneys in several appropriations from Post War Planning and Construction reserve fund	372	
Commission on Investigation of Contract Awards	262	
Continuance State Cerebral Palsy Center at Billings	207	

	H. B.	S. B.
Appropriations—(Continued)		
Deficiency:		
Attorney-General		
Capitol Custodian		
Department of Public Instruction		
Governor's office		
Montana Highway Patrol		
Montana State College		
Secretary of State		
State Board of Equalization	336	
State Forester		
State Library Extension Commission		
State Orphans' Home		
State Training School		
Transportation of Prisoners		
Un-American Activities Committee		
Water Conservation Board		
Governor's mansion	242	
State Industrial School	365	
State Publishing Company for Senate Journals 1951	243	
Eastern Montana College of Education:		
Appropriating balances remaining on hand for use of	363	
As compensation for small sections of campus sold pursuant to law and reverting to General Fund	199	
Fish and Game Commission	374	
$15,000 for repayment to merchants of trade stimulators for tax paid under unlawful statute	187	
Mileage and per diem, members of the Legislature	1	
Montana Highway Patrol, and other Boards for balance of fiscal year 1953	366	
Pocket Supplements to Revised Codes of 1953	263	
Public Welfare	368	
Purchase of replacement volumes of the Revised Codes of 1947	41	
Railroad Commission for preparation and presentation of matters before Interstate Commerce Commission or courts on freight rate investigations	330	
State Department and offices	361	
State departments, boards, bureaus and commissions	370	
State Institutions	369	
State Public School Equalization Fund and providing manner of distribution thereof	371	
University of Montana building bond interest and redemption fund all earnings and income accruing from investment or sale of U. O. M. building bonds	364	
University of Montana, several units of	367	
Architectural Examiners:		
Creating Board of, appointment of members; organization, powers and duties		72
Armory Board:		
Abolishing and transfer of records		149
Armory Board Bonds:		
Appropriation to retire and abolishment of the Board	229	
Armories for the Montana National Guard and Montana Air National Guard:		
Designating Adjutant General of Montana as contracting officer; appropriating funds; cities by cities and counties	247	

	H. B.	S. B.
Arrests:		
By sheriffs and deputies for violation of traffic laws outside corporate limits of city or town		36
Attorney-General:		
Employment of special assistant and increasing salary and to provide for expenses (Chapter 193)	106	
Attorneys:		
Penalty for practicing law without license and defining illegal practice	326	
Bail Deposits:		
By justice of the peace with county or city treasurer; holding subject to order of Justice of the Peace	245	
Bank Examiner:		
Scale of payments to be made to State Treasurer for examinations by (Chapter 49)	143	
Bankruptcy Proceedings:		
Recording of certain papers filed in	78	
Banks and Banking:		
Liability of bank paying forged checks	274	
Payment to State Treasurer for examination fees (Chapter 59)	261	
Special examination and fees for the same by State Examiners (Chapter 58)	260	
Beer Act:		
Qualification of retail licensee; number of licenses and restricting for off-premises consumption	160	
Benton Lake National Wildlife Refuge:		
Act consenting to acquisition of land, water or land and water within certain counties for pumping station and related works by the United States (Chapter 227)	358	
Bills of Particulars:		
To defendants charged with crime by indictment or information	198	
Bison Range:		
Act consenting to acquisition by the U. S. of land and water or land within Lake and Sanders counties for exhibition park continuous to the National (Chapter 209)	359	
Board of Examiners:		
Claims, presentation of, and time limit after close of each fiscal year; method of handling (Chapter 138)		211
Boats:		
Operation of; life saving equipment required		181
Bonds:		
Repair of capitol building (Chapter 7)	13	
Bond validating act of 1953 (Chapter 2)	5	
Bounties:		
Prohibiting use of general funds for payment of, until when	115	

	H. B.	S. B.
Budgets:		
Relating to review of federal aid administrative; submission by state agencies, departments or institutions (Chapter 210)		7
Standardized classifications of expenditures in operating (Chapter 101)		8
Card Games:		
Licensing certain, and disposition of revenue, fixing penalties	328	
Carey Act:		
Validating patents heretofore issued by the State under (Chapter 53)	157	
Carey Act Lands:		
Validating sales of and water rights appurtenant thereto (Chapter 52)	156	
Carnivals, Circuses, Sideshows, Etc.:		
See "Licenses" (Chapter 66)	104	
Cattle Guards, Auto Passes:		
Authority of County Commissioners	101	
Cemeteries Outside Corporate Limits:		
Joint conduct of; power of County Commissioners	35	
Cemetery Districts:		
Joint districts	337	
Charles M. Russell Memorial Commission:		
Abolishing (Chapter 80)	281	
Checks:		
Cashing of personal at liquor stores prohibited	17	
Uttering fraudulent	26	
Children:		
Educational opportunities for children of members of the armed forces killed or dying as a result of disabilities or diseases incurred while in said service (Chapter 27)	86	
Liability of parents for torts committed by their; providing exceptions and providing methods by which liability may be enforced		117
Protection to children who labor; maximum working day; minimum wage; exemptions	321	
Use of public funds for support, care and education of indigent and dependent		120
Cities and Towns:		
Application of primary election laws to	211	
Commission Form of Government:		
Tax levy limitation for general administrative purposes	268	
Commission-Manager Form:		
Striking out provisions for examinations by qualified accountants and providing for annual examination by State Examiner (Chapter 208)	342	
Constables:		
Fees of and providing for an increase in salary of	222	

	H. B.	S. B.
Cities and Towns—(Continued)		
Days off, duty without loss of pay for members of police force in first and second class	123	
Eligibility of persons to elective and appointive offices, in—three-mile limit	51	
Examination of accounts of, duty state examiner		10
Fire Departments:		
Hours of work of members in first class cities	98	
Hours of work of members of, in cities of second class	97	
Improvements in; levy and collection of special assessments; establishment of fund for payment of cost of; authorizing issuance of warrants; levy of taxes; authorizing pledge of net water, sewer and parking meter revenues when,	289	
Indebtedness:		
Limitations of amounts of (Chapter 152)		84
Interim committee, creating, and setting forth purposes of act	346	
Judges, salary of and qualifications	121	
Metropolitan Police Law:		
Presentation and trial of charges against policemen; trial de novo		71
Raising amount of contribution by police officers (Chapter 54)	219	
Police Courts:		
When cannot act; providing for calling in justice of the peace or qualified elector	162	
Police reserves, payment of to surviving dependent widow (Chapter 45)	127	
Public moneys and public funds of; control thereof by governing boards		189
Salaries and qualifications of Mayor, Aldermen, Attorney, Clerk, Judge and Treasurer (Chapter 76)	161	
Special Improvement:		
Repealing act relating to recording (Chapter 57)	239	
Special Improvement Districts:		
Council to provide repairs and maintenance; allocation of costs (Chapter 39)	50	
Interest payable on special assessment taxes; 20-year record free of interest		138
Procedure to create	267	
Citizenship:		
Rules for determining; military service; payment of tax; duty of Secretary of State	119	
Civil Defense Agency:		
Relating to policy and purpose of (Chapter 220)	235	
Civil Procedure:		
Costs and disbursements awarded party in action; including attorney fees	52	
Exceptions:		
Relating to Bills in civil actions		24
Classification of Lands:		
Appraisal of city and town lots and rural and urban improvements		53
Commissioner of Agriculture:		
Bond, salary of (Chapter 110)		111

	H. B.	S. B.
Commissioner of Labor and Industry:		
Duties regarding conditions of employment with regard to wages		140
Committee:		
Appointments, ...pages 3, 4, 5, 13, 15, 16, 18, 19, 23, 25, 26, 27, 42, 489, 521, 566		
Interim "Occupational Disease," H. R. No. 1, page 368		
Increasing number of members:		
Appropriations page 23		
Highways and Highway Transportation page 41		
Constables:		
Increase in salary of townships	222	
Constitutional Amendment, Proposed:		
Article VII, Section 9—power of Governor to grant pardons, remit fines, and forfeitures, grant commutation of punishment and respites; creating Board of Pardons (Chapter 106)		48
Article IX, Section 2, changing legal voting age to 18 years	87	
Article IX, Section 2, relating to qualification of electors	343	
Article IX, Section 2, qualifications required of persons to entitle to vote at general elections		199
Article XII, Section 4, levy of taxes for law enforcement, street or highway purposes in counties, cities, towns		76
Prohibiting use of funds derived from highway for other than highway purposes	238	
Contractural Awards:		
Designation of committee members to investigate page 566		
Investigation of by commission (Chapter 128)		88
Contribution among tortfeasors, release of	92	
Coroner's inquests, compensation of jurors	16	
Corporations:		
Powers of, authorizing furnishing or granting of pensions, insurance, stock purchase options and profit sharing to employees (Chapter 46)	128	
Rural Electric Cooperatives:		
Extension of powers to include rural telephone cooperative non-profit membership	223	
Cosmetologists and Hairdressers:		
Licensing of; regulation of schools of		73
Council for Welfare and Health:		
Creating Inter-Departmental Advisory Council (Chapter 86)		51
Counties:		
Budget system, limiting total of expenditures to meet emergencies (Chapter 159)		164
Public moneys and public funds of; control thereof by governing boards		189
Reservation of mineral rights in the sale or lease of lands of		204
Taxation to defray current expenses including salaries otherwise provided for (Chapter 185)		126

	H. B.	S. B.
County:		
Auto passes excluding livestock on public roads of, authority of County Commissioners	101	
Buildings, insurance upon; powers of County Commissioners (Chapter 116)		168
Clerk, fees of		145
Clerks:		
Fees which must be charged and collected by (Chapter 90)		68
Commissioners:		
Compensation and mileage of	44	
Compensation and mileage of	136	
Deputies, authority to fix number and limiting authority to fix salaries	108	
Health Boards:		
Creation and supervision of full time; and withdrawal from existing full-time; and providing for contractural agreements	183	
Duty of physicians and other practitioners to report communicable diseases; epileptic and cerebral types; report to Highway Patrol Board		167
Officers:		
Deputy officers, maximum number, County Clerk, Clerk of Court, Sheriffs (Chapter 69)	319	
Planning Commission:		
Appointment of, prescribing powers, duties and financing; zoning, land regulations and subdivision controls and defining limits thereof; building permits (Chapter 154)		97
Poor funds, levy of additional tax not to exceed four mills (Chapter 17)	75	
Salaries of officers of	28	
Salaries of officers of (Chapter 222)	Sub. 28	
Sale of property by boards of County Commissioners of (Chapter 30)		3
Sheriffs:		
Expenses and fees of	291	
Surveyor:		
Duties and abolishment of the office of Road Supervisor when	24	
Office and equipment to be furnished and providing suitable means of transportation	192	
Surveyors:		
Duties; working under directions of county commissioners	206	
Fees and traveling expenses and expenses of field and office assistants	197	
Fees and traveling expenses and expenses of field and office assistants (Chapter 199)	Sub. 197	
Inspection of new work in progress under direction of County Commissioners; to be chairmen of Boards of Road Reviewers	194	
Make surveys, record of the same and furnishing copies	195	
Records, surveys, plats, etc., of	193	
Relating to	196	
Validation and confirmation of sales, leases, and dispositions heretofore made		128
Validating payment of debt or obligation incurred prior to first day of Feb. 1953 for salaries of deputies of the sheriff	300	

	H. B.	S. B.
Courts:		
Jurisdiction of Justice and police, in offenses not amounting to a felony by operation of automobiles by persons under 18	305	
Providing for retirement of Judges of District Court and Justices of the Supreme Court; creating Judicial Department Retirement Fund	275	
Court Stenographer:		
Salary and expenses of (Chapter 65)		65
Crime:		
Furnishing of bill of particulars to defendants charged with	198	
Crimes:		
Against nature by children under 18 years	308	
Felony, punishment of persons previously convicted of		25
Criminal cases:		
Admission of evidence in trial of	306	
Dairy Products:		
Ice cream manufacturers, increasing license fee (Chapter 134)		153
Providing standards of identity and licensing requirements of ice cream and frozen foods (Chapter 172)	294	
Deaf and Blind School:		
Admission of non-resident children to and advance payment of costs; respecting Indian children (Chapter 194)	124	
Department of State Personnel, to create:		
(Chapter 251)		1
Depositary Board of the State:		
Public moneys, control of by		190
Deposition of Witnesses outside of state (Chapter 9)	40	
Disqualification of judicial officers	29	
Distribution of printed and other material to members' desks	page 43	
District Courts:		
Fourteenth Judicial District:		
Territory included in		127
Judicial Districts:		
Defining number and territory comprised and embraced in; removing McCone County to Fifteenth District		136
Providing for retirement of judges of	275	
District Judges:		
Conferences of at Helena, upon call of Chief Justice	56	
Expenses of on court business at other than place of residence (Chapter 15)	55	
Judicial Districts:		
Number of judges in each and providing for three judges in Thirteenth District and appointment of a third judge	292	
Drainage Districts:		
Alterations or additions to (Chapter 70)	14	

	H. B.	S. B.
Drugs and Medicines:		
Safeguard of public in purchase of ordinary household or medicinal drugs prepared in sealed packages or bottles		56
Eastern Montana College of Education:		
Appropriating balances remaining on hand for use of	363	
Educational opportunities for children of members of the armed forces killed or dying as result of disabilities or diseases incurred while in said service (Chapter 27)	86	
Egg Graders:		
Licensing of (Chapter 88)		58
Elections:		
Absence from any service or employment of three consecutive hours to vote at	69	
Absence from employment without penalty during polling hours on general election days		216
Absentee or physically incapacitated persons or persons in military service, form of application for ballot (Chapter 104)		30
Absent electors, voting by (Chapter 60)	270	
Application of Primary laws to cities and towns; abolition of primary nominating election; elections to be on non-partisan basis	211	
Ballot, relating to columns and material to be printed on (Chapter 72)	91	
Ballots by electors; swearing by		176
Boards of; qualification for member of	296	
Cancellation of registry for failure to vote in presidential election—re-registration—exceptions	68	
Candidates to formulate state platform (Chapter 8)	27	
Form of petition for nomination (Chapter 6)	31	
Method of registration (Chapter 83)		29
Presidential Preference Primary election delegates; date of holding general primary election; referendum to the people (Chapter 214)		207
Time of party conventions in presidential years; providing optional time for holding conventions (Chapter 55)	226	
Voting age, proposed amendment to Art. IX, Sec. 2 of the Constitution	87	
Electrical Board:		
See "State Electrical Board"		114
Electric Lines Construction:		
Duty of owners upon notice to move any house, building, derrick or other structure; payment of expenses of removal by contractor in cities and towns		107
Electrification Authority, State:		
Repeal of (Chapter 213)		104
Embalmers:		
See "State Board of Embalmers and Funeral Directors."		
Eminent Domain:		
Relating to right of (Chapter 245)	179	

	H. B.	S. B.
Employer:		
Unlawful to require any employee or applicant for employment to pay cost of medical examination or cost of record of examination as a condition of employment (Chapter 47)	138	
Employment:		
And employees pages	4, 5, 12, 13, 24, 29, 47 56, 82, 103, 157, 216, 562	
Commissioner of Labor and Industry; duties regarding conditions of		140
Sanitary inspections in places of duty, Labor and Industry, Board of Health and Industrial Accident Board	311	
Engineering and Land Surveying:		
Act to regulate practice of	30	
Regulating practice of	100	
Regulating practice of	Sub. 100	
Escape:		
Carrying into prison things useful to aid in escape		12
Carrying into prison things useful to aid in escape (Chapter 177)		Sub. 12
Escheated Estates:		
Appropriating money to the Attorney General for certain purposes relative to	107	
Appropriating money to the Attorney General for certain purposes relative to	Sub. 107	
Escheated Estates Funds:		
Disposition of by State Treasurer and establishing Escheated Estates Fund	105	
Disposition of by State Treasurer and establishing Escheated Estates Fund (Chapter 165)	Sub. 105	
Estates:		
Claims Against:		
Limitation of actions on rejected claims against estates of decedents	58	
Debts, order in which paid; removing limitations upon amounts which may be paid for funeral and other expenses		105
Executor:		
Procedure to be taken to lease realty belonging to estate (Chapter 156)		135
Notice to creditors of, time six months (Chapter 40)	54	
Estates, Escheated:		
Relating to the periods provided for dissolution of trusts and setting forth extensions and limitations of such period (Chapter 144)	253	
Vesting of in the State and time of vesting, presumption of failure of title; payment expenses of escheats by Treasurer upon judgment; discovery by Attorney General	290	
Vesting of in the State and time of vesting, presumption of failure of title; payment expenses of escheats by Treasurer upon judgment; discovery by Attorney General (Chapter 170)	Sub. 290	
Evidence:		
Admission of in trial of criminal cases	306	

MONTANA LEGISLATIVE COUNCIL
LIBRARY

	H. B.	S. B.
Evidence—(Continued)		
Taking of deposition of out of state witness (Chapter 9)	40	
Examiners, State Board of:		
Presentation of claims: time limit after close of fiscal year; method of handling (Chapter 138)		211
Expenditures, emergency in excess of appropriations (Chapter 197)	181	
Fadness, Vernon D.:		
Authorizing filing of claim with State Board of Examiners; hearing by Board and determination of the claim	349	
Farm Implements or Machinery:		
Prohibiting importation where serial numbers have been destroyed, removed, altered, covered or defaced; prohibiting alteration of serial numbers and offering for sale such machinery (Chapter 167)	235	
Federal Aid Administrative Budgets:		
Relating to review of (Chapter 210)		7
Federal Security:		
Coverage under of certain officers and employees of the political subdivisions of the State; authority State Board of Equalization (Chapter 44)	111	
Fees:		
Clerk of the District Courts and disposition of the same	276	
Clerk of the Supreme Court and disposition of the same	277	
County Clerk (Chapter 90)		68
County Clerk		145
Justice of the Peace in criminal actions; charge for report to Highway Patrol	213	
Firearms:		
Prohibition, Indians carrying while off reservation (Chapter 12)	70	
Fire Departments:		
See "Cities and Towns."		
Fire Districts:		
See "Rural Fire Districts" (Chapter 75)	152	
Fish and Game:		
Beaver:		
Protection of, authority of Fish and Game Commission re open season (Chapter 153)		92
Checking stations		178
Classes of licenses for hunting and taking; fees, powers under licenses; determination of residence; limitation on license of children under 12 years; tagging of big game (Chapter 129)		98
Compensation of commissioners (Chapter 127)		74
Defining the period of time for hunting game birds and game animals	297	
Disposal of fines; payment of cost bill to county	118	
Elk, open season in Park County (Chapter 3)	15	

	H. B.	S. B.
Fish and Game—(Continued)		
Game animal list, to include bison or buffalo on, (Chapter 19)	154	
Game animals; special permits authorized where increase in number of animals damages property (Chapter 20)	164	
Interim committee to revise and recodify (Chapter 140)	134	
Jack-lights, spotlights, prohibited in area known to contain big game animals, except when	298	
Licenses:		
Compensation and duties of licensed agents selling	176	
Fees paid for hunting licenses; payment of percentage to county treasurer for County School General Fund		122
Temporary non-resident (Chapter 218)	177	
Manner of taking and possessing; powers of Commission		62
Moose, residence qualifications for applicants to hunt; allocation system for non-residents when	63	
Posting and publication of orders, rules and regulations of the Commission	153	
Power of Commission to set aside special seasons or areas of hunting of big game animals (Chapter 126)		67
Restrictions of manner of taking and possessing; powers of the Commission	59	
Restriction of manner of taking and possessing and powers of Commission (Chapter 223)	155	
Shelters upon the ice as aid to catching fish	60	
Warden:		
Authorizing to make payment to counties in lieu of taxes as county reimbursement for loss of taxes on real property (Chapter 188)		196
Flowers, unlawful to handle, sell, store in retail, wholesale, stores	272	
Forest Lands Advisory Commission:		
Abolishing (Chapter 79)	280	
Forest Resources:		
Providing for protection and preservation of (Chapter 25)	109	
Forests and Forestry:		
Amending 28–402—disposal of slashings (Chapter 18)	94	
Fraternal Benefit Societies, See "Insurance" (Chapter 14)	18	
Funds:		
Investment of State, uniform plan, (Chapter 176)		2
Funeral:		
Prearranged plans; sale of personal property or services and deposit in trust fund (Chapter 232)		90
Funeral Directors:		
See "State Board of Embalmers and Funeral Directors."		
Gasoline:		
Tax paid to State Board of Equalization	315	
Gasoline License Tax:		
Drawback fund	212	
Refund procedure	25	

	H. B.	S. B.
Gasoline License Tax—(Continued)		
Refund procedure (Chapter 221)	Sub. 25	
Gasoline Tax:		
Refund of and procedure for refund of	182	
Gas Storage Reservoirs, underground	179	
Gas Storage Reservoirs, underground (Chapter 245)	Sub. 179	
General Fund:		
Prohibiting use of any moneys for payment of bounties and control of predatory animals until when	115	
Government of Montana:		
Act to provide for support of (Chapter 148)	320	
Governor:		
Bond issue for building and furnishing quarters for the Governor (Chapter 77)	266	
Grand Army of the Republic and United Spanish War Veterans:		
Transfer of records to State Historical Society (Chapter 93)		147
Grass Conservation:		
Appeals; judicial review therefrom; jurisdiction of courts; membership in state districts; limiting preference rights; revocation of grazing preferences; disposal surplus reserves; dissolution of districts Chapter 163)	71	
Grass Conservation Commission:		
Secretary, appointment and duties; compensation (Chapter 124)	202	
Ground Waters:		
Defining, appropriation of; duty state engineer		217
Hail Insurance, State:		
Increasing maximum amount of insurance per acre; increasing maximum loss payment per acre; increasing limit of reserve (Chapter 200)	210	
Highway Commission:		
Authority to provide for free use of any ferry or railroad bridge by pedestrians and vehicles and to expend highway funds therefor	232	
Meetings, engineer, duties and bond (Chapter 117)		173
State, letter to the Governor	pages 128–130	
Highway Fund:		
Determination and distribution of state for construction purposes (Chapter 240)		108
Use of fund on Federal Highway System (Chapter 241)		109
Highway Funds:		
Proposed constitutional amendment prohibiting use of funds for other than highway purposes	238	
Highway Patrol:		
Authority to issue duplicate certificates or licenses (Chapter 36)		77

	H. B.	S. B.
Highway Patrol—(Continued)		
Cooperation with sheriff's office; police authorities and other peace officers; reporting traffic accidents and ordering wrecker and towing service		102
Court costs; fees and expenses of counties	165	
Driver's license:		
Relating to those persons who do not have current		130
Mandatory revocation of license by Board		99
Qualifications of patrolmen, salary, training, discharge, hearing		214
Qualifications of patrolmen, salary, probationary training, demotion, discharge, hearing; maximum salary schedule (Chapter 219)	205	
Speed Limits:		
Establishment of zones and fixing penalties		185
Suspension or revocation period of driver's license		78
What persons exempt from license		100
Highway Patrolmen's Retirement Fund:		
Investment of (Chapter 176)		2
Highways and Construction Work:		
Inspection of—compensation	135	
Highways:		
Authority of Highway Commission to enter into contracts with County Commissioners for constructing and maintaining secondary and primary roads with county		187
County Commissioners:		
Powers and duties to enter into contracts with government or state agencies for construction of farm to market roads and carrying out construction of such roads		186
Establishment of Highways:		
Secondary A and B, by State Highway Commission; fixing standards of secondary highways; providing for expenditure of moneys allocated	141	
Inspection of and construction work—compensation (Chapter 84)		47
State Highway Traffic Advisory Committee, abolishing, and transfer of records (Chapter 94)		148
Traffic, regulating and operation of vehicles upon; defining powers of local authorities to pass ordinances; providing for traffic signs, signals, markings		101
Traffic restrictions, power to state and local authorities to impose	345	
Use of by Non-Resident Car Owners:		
Accidents, collisions or liability incidental to their use; service of process		4
Accidents, collisions or liability incidental to their use; service of process		Sub. 4
Holidays, Legal:		
Observance of certain in the State of Montana	246	
Honorarium:		
Extending by increasing amount of bond issue (Chapter 123)	67	
Honorarium:		
To men and women who served in military forces, World War II	84	

	H. B.	S. B.
Horticulture, Division of:		
Designation of as "The Horticultural Inspection and Quarantine Service" (Chapter 97)		162
Hospital Districts:		
Creation and establishment of public (Chapter 155)		118
Hospital Survey:		
Abolishing Advisory Hospital Council, and transfer of powers and duties to Advisory Hospital Council created under 69–2910 (Chapter 78)	279	
Housing Authorities Law:		
Notice, hearing and creation of authority under; submitting ordinance creating to the electorate (Chapter 68)	203	
Ice Cream and Frozen Foods:		
See "Dairy Products."		
Ice Cream Manufacturers:		
Increasing license fee (Chapter 134)		153
Identification Cards:		
Issuance to persons attaining the age of twenty-one years	130	
Income Tax:		
Collection at source on wages, providing for withholding of by employers (Vetoed)	350	
Exemptions:		
Certain benefits, compensation and allowances paid by veterans of military service (Chapter 111)		142
Gross income tax of monies received from Veterans' Honorarium		89
Returns, relating to inventories	189	
Revision of return; none after three years from time when return was made		81
Withhold of		35
Indians:		
Prohibition against carrying firearms while off reservation (Chapter 12)	70	
Repealing the prohibition against sale of liquor to (Chapter 71)	62	
To permit Indian citizens to take their rightful place in society and enjoy full citizenship; state co-ordinator of Indian affairs; duties and emoluments of the office; administration of loans to Indians and appropriating moneys for purposes of the act	201	
Industrial Accident Board:		
Creation of, appointive members manner of their appointment, term, salary, removal	82	
Qualification, compensation and personnel (Chapter 161)		192
Inheritance Tax:		
See "Taxation."		
Insane and Incompetent Persons:		
Hearing upon petition to have civil rights restored; notice to State Hospital (Chapter 34)		39
Restoration to capacity of a person declared	158	

	H. B.	S. B.
Insecticides:		
Prevention of the manufacture, shipment, sale of adulterated or misbranded; examination by State Board of Health; duties director of Agricultural Experiment Station (Chapter 239)		94
Institutions:		
State Educational, Charitable and Reformatory; relating to executive boards for control of		182
Insurance:		
Annual statement forms to companies for filing as required by law (Chapter 145)	259	
Fraternal benefit societies (Chapter 14)	18	
License to transact business of; requirements	353	
Life insurance companies, real estate holdings (Chapter 198)	188	
Interdepartmental Advisory Council:		
Agriculture and Livestock (Chapter 87)		52
Natural Resources (Chapter 95)		151
Welfare and Health; creation of (Chapter 86)		51
Interest:		
Rate of and service charges on money loaned	314	
Usury; penalties for	316	
Interim Committee:		
Investigation of subversive and un-American Activities, H. B. 231	page 592	
Legislative, to report 1955 on Pure Food and Drug Act	page 558	
Investigations:		
Contract awards	page 566	
Montana Legislative Council Members, pages	566, 592	
Montana State Hospital pages	20, 22, 333, 345	
Message of the Governor concerning	page 502	
Montana State Industrial School pages	21, 22, 298, 312	
Montana State Prison pages	21, 22, 147, 357, 358	
Montana State Training School at Boulder pages	42, 45, 147, 330, 333	
Judges:		
Disqualification of judges	29	
Judicial Department:		
Retirement fund and relating to retirement of District and Supreme Court judges	275	
Jurors:		
Challenges for cause; debtor and creditor relationship not cause in certain cases (Chapter 10)	57	
Compensation of in courts not of record and at coroner's inquests	16	
Justice of the Peace:		
Bail Deposits:		
Transmittal to County Treasurer or City Treasurer; holding same for order of	245	

	H. B.	S. B.
Justices of the Peace—(Continued)		
Fees of and charge for report to Highway Patrol	213	
Salaries of in certain townships and providing for increase of (Chapter 51)	149	
Juvenile Courts:		
Definitions		123
Relating to jurisdiction of		124
Kindergartens:		
Relating to fee and tax levy	357	
Labor:		
Equal pay for equivalent work, penalty for violation		198
Laboratory Buildings:		
Issue and sale of bonds for purpose of erecting and furnishing (Chapter 166)	117	
Land:		
Right of entry upon to explore, prospect, or dig for oil, gas, coal, minerals; filing of affidavit of ownership		203
Providing for description and nature of right of entry		202
Lands:		
Classification and appraisal of for taxation purposes		53
Repeal of act relating to consent to purchase lands by U. S. for National Forest purposes (Vetoed)		82
Law:		
Penalty for practicing without a license and defining illegal practice of law	326	
Leases:		
Real property, for exploration for oil, gas, by counties, cities, towns, school districts		113
Real property, for exploration for oil, gas, by counties cities, towns, school districts (Chapter 131)		Sub. 113
Legislative:		
Assembly:		
Compensation of officers and employees of 33rd (Chapter 1)	2	
Committee:		
Interim, to report on Pure Food and Drug Act to session in 1955	page 558	
Council:		
Declaring purposes of Act; creating powers and duties (Chapter 143)	166	
Members:		
Limitation on speaking time	page 181	
Mileage and per diem of	36	
Licenses:		
Circuses, sideshows, carnivals, etc. (Chapter 66)	104	
Egg graders (Chapter 88)		58
Moving picture	114	
Moving picture (Chapter 74)	Sub. 114	
Liens:		
Grains and crops; filing and enforcing (Chapter 205)	254	
Mechanics:		
Providing for perfecting and extending time for filing	217	

	H. B.	S. B.
Life Insurance Companies:		
Real estate holdings permitted to (Chapter 198)	188	
Liquor:		
Adding new sections requiring firms selling to Liquor Board to have salesmen's license; record of the same		121
Authority Control Board to issue new retail licenses outside of cities		144
Canvassing of orders for sale or purchase of	248	
Firms selling to Liquor Control Board to have salesmen's licenses; licensing requirements	287	
Sales, members and employees being interested in or accepting gifts, exception	249	
To whom liquor may be sold or given upon licensed premises (Chapter 71)	62	
Liquor Control Act:		
Revision of	163	
Liquor Control Board:		
Powers of in issuing liquor licenses	200	
Liquor License:		
Retail:		
Relating to persons disqualified for issuance of; removing five-year residence requirement	21	
Liquor Stores:		
Prohibiting cashing or negotiation of personal checks at licensed	17	
Salaries of vendors and other employees in	225	
Sale by State, and providing for discount when	170	
Livestock:		
Artificial insemination of animals and poultry; duties Montana Livestock Sanitary Board; license requirements (Chapter 37)		32
County Protective Committees; petitions, duty of committee; appointment of a special livestock deputy, duties and compensation; levy on livestock; cooperation with Livestock Commission, sheriff and County Commissioners (Chapter 168)	252	
Garbage feeders, license fees, duty Livestock Sanitary Board (Chapter 63)		33
Inspection before removal from any county; cargo insurance relating to removal by motor carrier	237	
Inspection fees, increasing amount of and removing limitation as to maximum charge		158
Inspectors and deputies; certificate of inspection of	236	
Removal from any county without inspection permit, when		85
Removal from any county without inspection permit, when (Chapter 184)		Sub. 85
Running at large; in cities and providing for impounding of	233	
Saddle or work horses being transported, exemption from inspection, when	214	
Stallions and jacks, registration of; registration board; statement to county clerk (Chapter 32)		31
Stock Inspectors and Deputies:		
Duties; transportation permits; fees for inspection		85
Duties; transportation permits; fees for inspection (Chapter 184)		Sub. 85

	H. B.	S. B.
Marriage:		
Dissolution of; defining extreme cruelty (Chapter 169)	273	
Miscegeneous (Chapter 4)	8	
Medical Examination:		
Unlawful to require any employee or applicant to pay cost of medical examination as a condition of employment (Chapter 47)	138	
Medicine:		
Examination and qualifications of applicants to practice	218	
Medicines:		
Safeguard of public in purchase of prepared drugs and		56
Memorials: for deceased members pages 279–283		
Messages from the Governor, pages 6, 29, 67, 128, 130, 140, 207, 286, 294, 314, 362, 425, 465, 484, 495, 502, 505, 506, 525, 550, 557, 564, 569, 591		
Metropolitan Police Law:		
See "Cities and Towns."		
Microfilm Division of the Historical Society:		
Duties of Librarian; disposition of certain obsolete state records (Chapter 189)	37	
Mileage and per diem to members of the Legislature pages 16, 17		
Mileage to be allowed members of Legislature, State Officers, etc.	7	
Mines and Mining:		
Time of settlement for ores purchased by smelters (Chapter 5)	23	
Mining Industry:		
Defining policy of State with regard to; constituting a Department of Mines; police powers to regulate placer, open pit and strip mining on surface	356	
Mining Operations:		
Net proceeds tax on, computing of	148	
Montana Commission for Children and Youth:		
Creating an authority to investigate child welfare; reports to Governor; appropriation	348	
Montana Legislative Council, members of pages 566, 592		
Montana Petroleum Resources Survey Commission:		
Creating and defining duties	283	
Montana Poultry Improvement Board:		
Purpose, duties	39	
Montana School for the Deaf and Blind:		
Admission of non-resident children (Chapter 194)	124	

	H. B.	S. B.
Montana Science Commission:		
Abolishing and transfer of records (Chapter 113)		152
Montana Soldiers' Home:		
Payment by eligible veterans of income in excess of $40.00 per month		218
Montana State Fair:		
Abolishing, transfer of fair property to Lewis and Clark County; reserving certain property		79
Montana State Hospital:		
Authorizing Board of Examiners to enter into leases to purchase lands, buildings, machinery, and improvements for use of (Chapter 249)	362	
Increase of period for retention of voluntary applicants for admission to (Chapter 33)		37
Investigations	pages 20–22, 333–345	
Messages of the Governor concerning	page 502	
Notice of hearing to have civil rights restored to persons adjudged incompetent (Chapter 34)		39
Superintendent may accept patients prior to legal commitment, and when they shall be legally committed or released (Chapter 182)		40
Termination of parole of patients (Chapter 149)		38
$2,000,000.00 bond issue for construction, repair of buildings and equipment (Chapter 246)	215	
Montana State Industrial School:		
Creating an executive board and providing method of appointment, organization, duties; abolishing office of chancellor		210
Creating an executive board and providing method of appointment, organization, duties; abolishing office of chancellor (Chapter 242)		Sub. 210
Duties of the President (Chapter 235)		183
Investigations re:	pages 21, 22, 298–312	
Montana State Sanitarium:		
Message of the Governor concerning	page 502	
Montana State Training School:		
Investigations concerning	pages 42, 25, 147, 330–333	
$2,350,000 bond issue for construction, repair and equipment of necessary buildings, purchase of lands (Chapter 248)	251	
Montana Toll Bridge Authority (Chapter 31)		5
Mortgages:		
Chattel:		
Increase fee paid to recorder marks and brands for filing and listing (Chapter 135)		159
Foreclosure of	10	
Proceedings in foreclosure	11	
Personal property, foreclosure proceedings (Chapter 13)	72	
Mosquito Control Districts:		
Creation of and appointment of Control Boards and Advisory Committee; dissolution of districts and organization of joint districts (Chapter 183)		54

	H. B.	S. B.
Motor Vehicles:		
Certificates of registration and ownership, contents, issuance, entry, assignment of numbers; exhibition on demand (Chapter 115)		165
Drivers' licenses to operators and chauffeurs (Chapter 130)		112
Fees and taxes for commercial use of highways, administration by Highway Commission; deposit of funds collected; credit of fees paid under gross weight law	250	
Fees on trucks, trailers, buses and new passenger motor vehicles (Chapter 139)	3	
Financial responsibility, relating to suspension of registration of non-resident's operating privilege; salary of executive assistant; penalties for unlicensed operators or owners of	150	
Financial responsibility, relating to suspension of registration of non-resident's operating privilege; salary of executive assistant; penalties for unlicensed operators or owners of	Sub. 150	
Insurance of owners and operators of against property damage, etc.		160
Licensing of persons operating and relating to what persons shall not be licensed		166
Lost certificates of registration of ownership and obtaining duplicates thereof; fee for (Chapter 96)		155
Registration fees of; including dealers registration and transfer, exemption public owned vehicles; trailers and tractors; transfer of funds; deposit of fees	191	
Registration fees of (Chapter 215)	4	
Registration; fleet registration engaged in interstate commerce; reciprocal agreements authorized (Chapter 195)	139	
Registration; number plates (Chapter 29)	137	
State owned; custody, lettering, transfer of custody to Governor (Chapter 211)		9
Stop until children alight from or board a school bus (Chapter 61)	312	
Taking into custody or arrest any persons over 13 years of age and under 18 years who violates law and requiring parent to accompany to court specified on summons; liability of parent		125
Tax upon Diesel fuel used in		177
200-foot zone in following fire apparatus in rural areas	66	
Transporting by caravan, tow-away methods; fees for issuance of transit plates; list of permit holders to Highway Commission; trip fees (Chapter 133)		141
Uniform standards covering maximum dimensions, weights and speeds of	110	
Uniform standards covering maximum dimensions, weights and speeds of (Chapter 73)	Sub. 110	
Moving Picture Theatres:		
License and license fees for	114	
License and license fees for (Chapter 74)	Sub. 114	
Names, Changes of:		
Returns of by Clerk of Court, repeal	184	
Narcotic Drug Act:		
Penalties for violating	46	

	H. B.	S. B.
Narcotic Drugs:		
Defining and relating to preparations excepted from the restriction against the sale of (Chapter 174)	327	
National Forest:		
Repealing statute relating to consent to purchase lands by the United States for purposes of		82
Repealing statute relating to consent to purchase lands by the United States for purposes of (Vetoed)		Sub. 82
Natural Resources Council:		
Creation of interdepartmental; membership of Council (Chapter 95)		151
Neal, George A.:		
Authorizing Board of Examiners to hear and determine claim of	344	
Nursing Practice Act:		
New and revised act regulating (Chapter 243)	74	
Occupational Disease Committee, Interim, H. J. R. 1 pages 368, 566		
Office Hours:		
County officers	186	
Public officers	185	
Officers and Employees:		
Traveling expenses of (Chapter 64)	6	
Oil and Gas:		
Conservation of; creating the Oil and Gas Conservation Commission; defining duties (Chapter 238)		55
Oil, Gas, Exploration:		
Leasing real property by counties, cities, towns, school districts for		113
Leasing real property by counties, cities, towns, school districts for (Chapter 131)		Sub. 113
Oil and Gas Leases:		
Relating to	48	
Relating to (Chapter 122) Sub.	48	
Oil and Gas Resources:		
Creating Montana Petroleum Resource Survey Commission to study; powers and duties	283	
Oil and Gas Wells:		
Transfer certain duties from Board of Railroad Commissioners to Oil Conservation Board		20
Oil Producers License Tax:		
Raising tax from 2 to 4%	244	
Old Age and Survivors Insurance:		
Coverage of certain officers and employees of the political subdivisions of the State (Chapter 44)	111	
Oleomargarine:		
Relating to manufacture and sale of	12	
Relating to manufacture and sale of (Chapter 99) ..Sub.	12	

	H. B.	S. B.
Oleomargarine—(Continued)		
Repealing Sec. 3–2473 making unlawful manufacture and sale of	22	
Repealing Sec. 3–2473 making unlawful manufacture and sale of	Sub. 22	
Osteopathy:		
License to practice; annual registration of licenses (Chapter 108)		64
Pardons and commutations of sentence	pages 30–41	
Pardons, Board of:		
Creation of; powers of governor, proposed Constitutional Amendment to Art. VII, 9 (Chapter 106)		48
Parole:		
Of prisoners in State Prison; exceptions relating to narcotic drug inmates	269	
Parole and Probation Commission:		
Establishing adult		13
Payment for ore consignments by smelters (Chapter 5)	23	
Personnel Department, creation (Chapter 251)		1
Personal property mortgages, foreclosure proceedings (Chapter 13)	72	
Petroleum:		
License tax for producers of from underground reservoirs	230	
Petroleum Products:		
Exploration for, and providing for filling and sealing of holes; powers and duties of Oil Conservation Board	174	
Levy of tax on	172	
Licensing requirements for persons or corporation engaging in seismic exploration	209	
Places of Public Accommodation:		
Equal enjoyment by all classes	73	
Plats:		
Filing of; inspection of by County Commissioners and municipal council (Chapter 82)		26
Pleadings:		
Authorizing the adoption by reference of statements in (Chapter 16)	125	
Relating to and permitting alternative	53	
Plumbing:		
Uniform standards of; duty of Board of Plumbing Examiners and Board of Health current authority for cities and towns	313	
Poles and Wires:		
Owners of, duties upon notice to move any house, building, derrick or other structure (Vetoed)		107
Postwar Planning and Construction Reserve Fund:		
Appropriation of balances remaining to State Board of Examiners	341	

	H. B.	S. B.
Predatory Animals:		
Poison, use of in control; cooperation with game warden in laying out; notice to land owners and those pasturing domestic animals in vicinity; publication of notice	116	
Premiums or Bonuses on Merchandise:		
Licensing and licensing requirements	284	
Printed or other material, distribution to members' desks	page 42	
Prison:		
Carrying things into useful to aid an escape		12
Carrying things into useful to aid an escape (Chapter 177)		Sub. 12
Prison-made Goods:		
Requiring penal and custodial institutions of the State to purchase such goods, exception; repair and maintenance work may be done in custodial and penal institutions (Chapter 162)		206
Probate:		
Creditors of estates, notice, time (Chapter 40)	54	
Foreign wills (Chapter 56)	227	
Probation:		
Relating to persons not entitled to (Chapter 65)		13
Probation Officers:		
Increased compensation of and deputy	171	
Maximum salary which can be paid to chief and deputy (Chapter 112)	146	
Public Accommodation:		
Full and equal enjoyment of all places of	73	
Public Assistance:		
Agreements respecting real property by applicants for (Chapter 228)		16
Public Assistance Reports and Information:		
Quarterly reports to County Clerk (Chapter 179)		15
Publications, Libelous:		
Correction or retraction of	120	
Public Buildings:		
Registered architect required in construction or planning of (Chapter 190)	38	
Public Employees Retirement Act:		
Amending		91
Public Employees Retirement System:		
Credit under act for members who served in armed forces	85	
Deleting subsection—reference to compensation paid by Industrial Accident Board to member of	335	
Reciprocal allowance for credits for refunds, etc., between Teachers' Retirement System and (Chapter 132)		119
Terms of members of Board of Administration; payment of per diem compensation (Chapter 225)	282	

	H. B.	S. B.
Public Funds:		
Use in support, care and dependent children		121
Public Welfare:		
Board acting as agent of Federal government; reimbursement of County by Federal government in lieu of taxes on trust funds held by Indians (Chapter 141)	140	
County Welfare Board, enlarging membership including ex-officio Indian members	264	
County Welfare Board, enlarging membership including ex-officio Indian members	Sub. 264	
Medical aid and hospitalization for persons unable to provide for such necessities	77	
Monetary contribution to support of needy persons by certain relatives; duty County Public Welfare Departments, scale of contribution; securing of information (Chapter 180)		17
Old age assistance grants; county share of participation and to dependent children grants and needy blind grants and totally disabled grants		156
Recovery from; estates of decedents having received old age assistance (Chapter 234)		157
Relating to right of appeal (Chapter 24)		50
Rule making and general policy; duties of Administrator (Vetoed)		19
State Board of, appointment of members, removal, qualifications, salary term and office tenure (Chapter 26)		21
Pure Food and Drug Act:		
Study of and report to 1955 legislature	page 558	
To bring up to date and in harmony with current standards		95
Quiet Title:		
Service of summons in certain cases (Chapter 103)		23
Service of summons in certain cases (Chapter 229)		27
Racing Commission:		
Establishment of; legalizing pari-mutuel method	265	
Racing Commissioners:		
Inclusion of certain matters in orders issued by; granting applications for certificates of public convenience and necessity		195
Railroads:		
Carrying pay passengers to stop at all county seat towns		208
Crossings, to equip with necessary culverts, bridges, and drains; maintenance of same; authority of county commissioners		106
Tracked motor cars, safety glass, windshields, canopy top, headlights	32	
Rainfall:		
Authorizing Boards of County Commissioners to establish a program for increasing; petition for land owners; providing for public hearing and notice thereof; levy of taxes	256	
Real Estate Brokers:		
Bonds of; increase in amount of (Chapter 150)		59

	H. B.	S. B.
Real Estate Brokers and Salesmen:		
Licensing; creating of Real Estate Brokers Board; general powers	33	
Licensing; creating of Real Estate Brokers Board; general powers	Sub. 33	
Real Property Actions:		
Time within which action must be commenced; title or rents; adverse possession, exclusion of certain disabilities in determining time (Chapter 224)	204	
Records, Business and Public:		
Preservation of by photographic copies thereof; destruction of originals when (Chapter 110)		6
Reorganization of State Government: Report of Select Committee	pages 28–29	
Reports of Select Committees:		
Conference Committee: on H. B. 3	pages 480–481	
Conference Committee: on H. B. 4	page 479	
In memoriam	pages 279–283	
Montana State Hospital	pages 333–345	
Montana State Prison	pages 21, 22, 147, 351–357	
Montana State Industrial School	pages 298–312	
Montana State Training School	pages 330–333	
Reorganization of State Government	pages 28–29	
Subversive and un-American activities	pages 124, 125	
Residence:		
Rules for determining; military service; payment of tax, duty Secretary of State	119	
Residence Halls:		
Educational Institutions:		
Control by State Board of Education; erection of title to real estate concerned; rents and incomes from (Chapter 226)	288	
Restoration to capacity of person who has been declared insane or incompetent	158	
Revised Codes of Montana:		
Appropriation for purchase of replacement volumes of	41	
Robbery:		
Carrying into prison things useful to aid escape, including delivery of liquors		12
Carrying into prison things useful to aid escape, including delivery of liquors (Chapter 177)		Sub. 12
Rules	pages 2, 394, 435, 436, 471, 582	
Rural Electric Cooperatives:		
To extend act to include rural telephone cooperative non-profit membership	223	
Rural Fire Districts:		
Creation of:		
Equipment of; dissolution of boundaries; contracts between city and town councils, special tax levy and bond issues (Chapter 75)	152	

	H. B.	S. B.
Sanitary Inspections:		
In Places of Employment:		
Duty of Dept. Labor and Industry, Board of Health and Industrial Accident Board	311	
School Books:		
School officers and teachers not to act as agents, salesmen or solicitors	182	
School Buses:		
Authority for regulating design, construction and operation of		194
Regulating design, construction and operation and qualification of drivers of		44
Requirements as to operation and providing increases in amount of personal liability insurance (Chapter 230)		41
School Children:		
Transportation of (Chapter 193)	180	
School Districts:		
Books, examination of and accounting methods to be prescribed; reports; annual examination, duty of State Examiner and School Board		11
Creation of new out of other; change of boundaries, change of qualifications of petitioners	258	
First and Second class—annual audit; duties of State Examiner; fees of Examiner certified copy of audit		10
School District Taxes:		
Levy for foundation program and approved additions thereto (Chapter 247)	221	
Schools:		
Assumption of farm mortgage loans; promise of state to repay (Chapter 250)		175
Boards of Trustees to furnish transportation	334	
Budget System:		
Fixing tax levy, provide for use of federal funds above foundation program and repealing 15-mill limitation on permissive levy		219
Census:		
Duties of school districts	303	
Consolidated Districts:		
Procedure in event of consolidation and bonded debts to provide for division of a third class district (Chapter 23)		45
Control of State Educational, Charitable and Reformatory Institutions		182
County High:		
Levy of taxes; providing for use of federal funds above foundation program and repealing 10-mill limitation on permissive levy		220
County Superintendents:		
Budgets, compensation for preparation of school (Chapter 18)	94	
County Superintendent:		
Qualifications of	360	
Traveling expenses	167	
Deputy County Superintendents of, and other assistants and salaries; appoint chief deputy	96	

Schools—(Continued)	H. B.	S. B.
District taxes:		
Extra, to raise money to maintain, build, repair, or alter school buildings by continuous levy; petition by qualified taxpayers		96
Elections:		
Qualifications of electors		137
Qualifications of electors		Sub. 137
Exceptional children—appropriating money from State Public School Equalization Fund	240	
Foundation program schedules for elementary and high; distribution and apportionment of moneys (Chapter 244)	112	
Foundation program; fixing of tax levy to provide for and approved additions thereto without necessity of vote of qualified electors (Chapter 202)	220	
Foundation program; levy of district school taxes and additions thereto (Chapter 247)	221	
High; providing for junior, senior and six year and for additional rules and regulations for administration	299	
High school districts; division of a county into where joint districts exist (Chapter 237)		46
High school districts; selecting sites for and voting special levies (Chapter 120)		200
Junior College:		
Establishment upon approval of electors (Chapter 173)	302	
Public Elementary and Secondary School Finance and Equalization Law: relating to definitions of average number belonging, maximum foundation program, isolated school and non-isolated school; providing for children attending special classes due to cerebral palsy (Chapter 207)	332	
Schedules for paying for individual and bus transportation, rent or board of pupils	354	
State Educational, Charitable and Reformatory:		
Relating to executive boards for control of		182
State Public School Equalization Fund—distribution of and limiting amount that school district may receive	126	
Superintendent of Public Instruction, County Superintendent of; non-partisan nomination and election of	178	
Teachers' certificates		75
Transportation matters and controversies, providing for rules and regulations for determining residence of pupils (Chapter 201)	216	
Uniform System of Public:		
Equalization of financial distribution for elementary and secondary public	304	
Use of school rooms for adult education classes and tax levy therefor	324	
School Officers—Teachers:		
Not to act as agents, salesmen, or solicitors for the sale of school books, furniture	182	
School Pupils:		
Relating to attendance outside of county of residence —transfer or apportionments; reciprocal agreements on tuition (Chapter 22)		43
Transfer of funds for pupils attending school outside of own district; reciprocal agreements on tuition payments with neighboring states (Chapter 21)		42

	H. B.	S. B.
School Trustees:		
Letting of contracts with and without advertising for bids	113	
Letting of contracts with and without advertising by	158	
System of bookkeeping and auditing of extra-curricular funds (Chapter 233)		143
Seismic Exploration:		
Registration within county by persons engaged in	209	
Select Committees:		
See "Reports of Select Committees."		
Service of summons	9	
Silicosis:		
Eligibility requirements for aid to persons having (Chapter 42)	76	
Small loan act		115
Small loan law	331	
Snow Removal:		
Authority of city and town councils to provide funds for	169	
For county roads; levy of taxes and authority of Board of County Commissioners	168	
Soft Drinks:		
License taxes on manufacturers of	333	
Soldiers' Home:		
Payment by eligible veterans of income in excess of $40 per month		218
Soldiers' Honorarium Initiative:		
Amending to provide Board of Examiners may appoint trustees to receive payment of adjusted compensation in behalf of minor next of kin of deceased servicemen, etc.	338	
State Athletic Commission:		
Powers, duties, jurisdiction (Chapter 171)	293	
State Board of Embalmers and Funeral Directors:		
Licensing of persons practicing embalming and serving as funeral directors; qualifications of applicants; persons under 21	190	
State Board of Equalization:		
Increasing compensation of members	340	
Increasing salaries of appointed members (Chapter 109)		110
State Board of Examiners:		
Authority to authorize expenditures or incur liabilities in any fiscal year by educational or state institutions, departments, boards, bureaus	133	
Authorized to enter into leases, and to purchase lands, buildings, machinery and improvements for use of certain institutions of the State	362	

	H. B.	S. B.
State Board of Examiners—(Continued)		
Authorized to enter into leases, and to purchase lands, buildings, machinery and improvements for use of certain institutions of the State (Chapter 249) Sen Sub.		362
State Board of Health:		
Employment of persons afflicted with communicable diseases forbidden in public eating places; meat product plants; bakeries or manufacturing confectionaries; providing for health certificates to persons employed in such activities	99	
Industrial Hygiene:		
Investigation and compilation of information concerning occupational diseases and report to Industrial Accident Board and Commissioner of Agriculture; providing for qualified inspection in the division of; acceptance of Federal funds	208	
Insecticides:		
Authority to examnie materials; authority of Agricultural Experiment Station to make rules and regulations (Chapter 239)		94
Regular meetings of, held when (Chapter 181)		18
To simplify organization of		93
State Board of Public Welfare, See also "Public Welfare":		
Rule making and general policy (Vetoed)		19
State Capitol Building; sale of bonds for rehabilitation of (Chapter 7)	13	
State Comptroller:		
Operating budgets, standard classifications (Chapter 101)		8
State Depository Board:		
Control of public moneys by		190
State Educational Institutions:		
Residence halls at (Chapter 226)	288	
State Educational, Reformatory and Charitable Institutions:		
Local executive boards—creation, residence and powers to provide for changing number of board members and designation of chairman		197
State Electrical Board:		
Establishing and administrative, supervisory and licensing		114
State Examiner:		
Report to by cities operating under commission-manager form of government (Chapter 208)	342	
Salary and expenses of (Chapter 98)		193
State Examiners Fund:		
Fees to be paid by cities and towns for examinations (Chapter 48)	142	
Fees to be paid by Fire Department Relief Association (Chapter 67)		145
Payments by counties for examinations (Chapter 49)	143	
Scale of fees for examinations to be paid by county free high schools (Chapter 50)	144	

	H. B.	S. B.
State Forester:		
Qualifications of (Chapter 192)	102	
State Highway Commission:		
Creation, salary, bond, term of office (Chapter 118)		174
Transfer of county owned lands for use of		63
State Institutions:		
Exchange surplus commodities for surplus production of other institutions (Chapter 35)		57
State Lands:		
Approving full market value as determined by State Forester to lands owned and located within Glacier National Park; exchange of said land for Federal lands (Chapter 114)		163
Assessment and taxation of lands sold by the State (Chapter 107)		61
Granting easements for public purposes on; method of application when for construction and operation of telephone lines (Chapter 203)	224	
Leases and permits to private persons for certain deposits on state lands and extending the provisions thereof to include non-metallic minerals, except coal, oil or gas (Chapter 147)	318	
Leases to holders of prospecting permits for non-metallic minerals; extending provisions of to certain leases heretofore issued (Chapter 146)	317	
Relating to sale, forfeiture for non-payment, and disposition of proceeds of sales on		70
Terms of payment of sales of and relating to down payment		69
State Lands and Investments:		
Commissioner: Salary (Chapter 191)		191
State of Montana:		
Investment of funds of (Chapter 176)		2
State Offices, Agencies, and Institutions:		
Determine financial condition at close of fiscal year; transmit trial balance to comptroller when (Chapter 121)		212
State oil and gas leases	48	
State oil and gas leases (Chapter 122)	Sub. 48	
State Orphans' Home:		
To become annexed to State Training School; placing in foster homes by Welfare Department		213
State Park Commission:		
Abolishing and transfer of powers and duties to State Highway Commission (Chapter 178)		14
State Penitentiary:		
Investigations re	pages 21, 22, 147, 351–357	
Messages of the Governor concerning	page 502	
State Prison:		
Warden of:		
Relating to salary, tenure and removal of		83

	H. B.	S. B.
State Public School Equalization Fund:		
Distribution of funds and reports; limiting amount that school district may receive from	126	
State Temperance Commission:		
Abolishing (Chapter 85)		49
State Training School, Boulder:		
Applications, hearings and evidence to determine who shall be admitted and making amount of money to paid by person legally liable for support (Chapter 186)		134
Storage reservoirs for gas	179	
Storage reservoirs for gas (Chapter 245)	Sub. 179	
Stores:		
Retail and wholesale; unlawful to handle, sell, serve store certain foods, drugs, vegetables, medicines, flowers, plants and nursery stock	272	
Subversive Activities:		
Interim committee to investigate and appropriating money (Chapter 175)	231	
Subversive and Un-American Activities:		
Interim committee to investigate	page 592	
Report of committee on	page 124	
Succession:		
Inheritance by illegitimate children in certain events	131	
Summons:		
Service of, in action to quiet title to real property upon unknown claimants (Chapter 103)		23
Service of, in action to quiet title to real property upon unknown claimants		27
Service of, in action to quiet title to real property upon unknown claimants (Chapter 229)		Sub. 27
Superintendent of Public Instruction:		
Relating to official staff of; providing for elementary supervisor, qualifications and duties and salary and salary adjustments	351	
Support:		
Uniform reciprocal legislation	355	
Supreme Court Justices—District Judges:		
Conference at Helena when called by Chief Justice	56	
Surplus Commodities:		
Exchange by State institutions of (Chapter 35)		57
Surplus Property:		
Establishing State agency, duties, powers and functions (Chapter 136)		171
Tax:		
Revision of state income tax return	64	

	H. B.	S. B.
Taxation:		
Assessment, levy and collection of taxes on personal property brought into state after regular annual assessment date, procedure; notice of intention (Chapter 41)	65	
Classification of property for	285	
Corporation license tax:		
No return after expiration of five-year period		80
Exempting payments of adjusted compensation under bonus act	79	
Exempting payments of adjusted compensation under bonus act	Sub. 79	
Income:		
Limiting depreciation, depletion, obsolesence allowable in computing from oil and gas wells		179
Methods of reporting; use of inventories in determining; return of decedents; recognition of cash basis as proper method of accounting for live-stock growers		132
Income Tax: See also "Income Tax."		
Deductions allowed in computing (Chapter 187)		170
Exemptions:		
Compensation and allowances paid by veterans administration (Chapter 111)		142
Limiting depreciation, depletion and obsolescence allowable in computing net income from oil and gas wells		169
Withholding		35
Inheritance:		
Application for rehearing on appraisement, assessment and determination of		161
Payment on transfer of securities by foreign representatives of non-resident decedents; reciprocity (Chapter 62)	352	
Relating to joint estates and government bonds, tenants by entirety		139
Inheritance Tax:		
Of non-residents and issuing consents to transfer property	147	
Relating to and transfers totally exempt (Chapter 105)		34
Inventories required to be made in income tax returns		133
Levy on petroleum products	172	
License taxes on manufacturers, packages, etc., of soft drinks and soft drink syrup	333	
Migratory personal property brought into state	47	
Mining operations; net proceeds, computation of	148	
Oil producers license tax		180
Production and operation tax for producers and manufacturers of petroleum and petroleum products from natural underground reservoirs	230	
Tax Deeds:		
Taking of by counties, cities and towns	90	
Tax Liens:		
Termination in ten years after delinquency	89	
Teachers:		
Re-election when automatic; when written acceptance required; hearing in certain cases in certain institutions	347	

	H. B.	S. B.
Teachers—(Continued)		
Re-election of; when re-election becomes automatic requiring teacher acceptance of contract	301	
Teachers' Certificates:		
Renewals and duration of		75
Teachers' Retirement Board:		
Appointment by Governor; qualifications of and term of office (Chapter 157)		150
Teachers' Retirement System:		
Reciprocal allowance for credits for refunds, etc., between Public Employees Retirement System and (Chapter 132)		119
Relating to (Chapter 216)	45	
Territorial Jurisdiction:		
Consent to purchase lands for National Forest purposes		82
Consent to purchase lands for National Forest purposes		Sub. 82
Toll Bridge Authority, establishing (Chapter 31)		5
Tortfeasors, contribution among	92	
Torts Committed by Children:		
Parents civilly responsible in damages for		117
Tracked Motor Cars: See "Railroads"	32	
Traveling expenses allowed State officers (Chapter 64)	6	
Trial by Jury:		
Challenges for cause (Chapter 10)	57	
Trust Receipt Transactions:		
Amending act		188
Tuberculosis Sanitarium, Montana State:		
Admission of patients to (Chapter 142)	151	
Summons:		
Service of process on certain corporations (Chapter 151)		66
Un-American Activities:		
Interim committee to investigate and appropriating money (Chapter 175)	231	
Report of Select Committee	page 124	
Unemployment Compensation:		
Amending act		146
Definitions—"Agricultural labor" and "Farm" (Chapter 160)		172
Increasing amounts of benefits and lengthening duration	93	
Increasing amounts of benefits and lengthening duration (Chapter 191)	Sub. 93	
Increasing benefits; extending duration of benefits; changing disqualifications for benefits; revising employer contribution rates; amending fund protection provisions; reducing waiting period	339	
Increasing benefits, lengthening duration of payment, decrease of waiting period	325	

	H. B.	S. B.
Unemployment Compensation Commission:		
Senate confirmation of members of; selection of two other members from political party; term (Chapter 102)		22
Uniform Drug Act:		
Penalties for violation of	42	
United States:		
Act consenting to acquisition of land, water or land and water within certain counties for pumping station and related works, by (Chapter 227)	358	
Consenting to acquisition of land, water or land and water within Lake and Sanders counties for exhibition park, by (Chapter 209)	359	
University of Montana:		
Abolish the executive head of to provide for Executive Secretary (Chapter 236)		209
Abolishing the office of Chancellor		210
Abolishing the office of Chancellor (Chapter 242)		Sub. 210
Uttering fraudulent checks or drafts	26	
Validating Bonds Previously Issued:		
"1953 Bond Validating Act" (Chapter 2)	5	
Validation:		
Real property instruments	322	
Validation Act:		
County sales, leases, dispositions		128
Veterans Pioneer Memorial Building:		
Power of commission to expend funds for furniture and other furnishings for	255	
Veto: S. B. 107 page 564		
Wage Boards:		
Authority of Commissioner of Labor and Industry		140
Water:		
Ground waters; defining, appropriation of; duty state engineer		217
Method of appropriation of; summons	278	
Pollution of water supply; complaints and investigations thereof	201	
Water Pollution:		
Interim committee to examine into the subject of (Chapter 137)		184
State Control Agency; creation of council, prevention of		103
Waters and Irrigation:		
Electors' qualifications in districts (Chapter 164)	88	
Weed Control Districts:		
Method and procedure for dissolving (Chapter 206)	329	
Weights and Measures:		
Fees to be paid to State Sealer (Chapter 89)		60
Transferring to Commissioner of Agriculture, power to inspect and classify members, testing devices pertaining to petroleum and transferring from Railroad and Public Service Commission (Chapter 158)		154

	H. B.	S. B.
Welfare:		
Council for Welfare and Health (Chapter 86)		51
Will:		
Revocation of by subsequent marriage—and subsequent divorce	20	
Wills, Succession, Probate:		
Procedure required to be taken by executor administrator to lease realty belonging to estate (Chapter 156)		135
Wills:		
Time to be expressed in notice to creditors of estates (Chapter 40)	54	
Workmen's Compensation:		
Compensation for injuries causing death when decedent leaves no beneficiaries or dependents		116
Compensation in cases of temporary, total-partial disability for injuries causing death; medical services	34	
Compensation in cases of temporary, total-partial disabilities for injuries causing death; medical services (Chapter 38)	Sub. 34	
Death from occupational diseases; defining occupational disease; providing schedule of compensation	103	
For disability or death; establishing disability fund; administration of the act		205
Increasing payment of burial and medical expense; lump sum payments	83	
Liens on awards granted and providing manner of fixing attorney fees	81	
Providing what portions of judgment roll shall be certified to the Supreme Court on appeal		28
Self-sustaining basis and providing for allotment of premium income received under plan III; providing for preparation of budget by Industrial Accident Board	241	
Silicosis; providing for increased payments to persons having (Chapter 204)	228	
Workmen's Compensation Act:		
Amending act (93–701, 92–704, 92–705, etc.)		129
Defining injury to include silicosis		215
Increasing compensation in certain cases	49	
Occupational disease committee, H. R. No. 1, page 368		
To include and make compensable occupational diseases and infections; medical board of review	80	
Wright, Robert E.:		
State Board of Examiners to hear, audit and determine the claim for injury to and appropriating $7,500.00	309	
Yellowstone River Compact:		
Administration of (Chapter 92)		132
Relating to approval and ratification of (Chapter 91)		131

INDEX TO HOUSE BILLS

Bold face figures refer to roll calls: Thus **296**

No.	Title of Bill	Page
1	Introduced by the Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the payment of mileage and per diem to the members of the Thirty-third Legislative Assembly and for the payment of per diem to the officers and attaches and for incidental expenses of the Thirty-third Legislative Assembly for the State of Montana."	3, 12, 14, **15**, 20, 21, 24, 27.
2	Introduced by Gebhardt: A bill for an act entitled: "An act to fix the compensation of officers and employees of the Thirty-third Legislative Assembly of the State of Montana."	12, 16, **19**, 20, 22, 24, 27.
3	Introduced by Sagunsky, Hawks, Sykes, Seifert, Barrett, Haines (Flathead), Sales, Armstrong, Norby, Wiedman, Leuthold, Beck, Broeder: A bill for an act entitled: "An act to amend Section 1 of Chapter 219 of the Session Laws of the 32nd Legislative Assembly of the State of Montana to provide for a fee on trucks, trailers, semitrailers and buses operating over and upon the highways of the State of Montana and on new passenger motor vehicles on which no property tax has been paid and for which the purchaser thereof seeks to have licensed in the State of Montana; providing for certain exemptions; providing for the rate of such tax; and, providing for the effective date of this act and repealing all acts and parts of acts in conflict herewith."	14, 44, 50, 51, 52, 54, 218, 229, 230, 241, 481, 489, 507, 513, 514, 525, 543, 544, 548, 558.
4	Introduced by Sagunsky, Hawks, Sykes, Seifert, Barrett, Haines (Flathead), Sales, Armstrong, Norby, Wiedman, Leuthold, Beck, Broeder: A bill for an act entitled: "An act amending Section 53–122 of the Revised Codes of Montana, 1947, as amended by Chapter 221 of the Session Laws of the 32nd Legislative Assembly of the State of Montana, relating to registration fees of motor vehicles—fees—disposal of proceeds—fee for half year—dealers' registration and transfer thereof—public owned vehicles—exempt from license or registration fees—license or registration fees for trailer and semitrailers and tractors—providing for transfer of funds from the motor vehicle fund of the Registrar of Motor Vehicles to the motor vehicle recording fund (sometimes called the motor vehicle administrative fund)—providing for	

No.	Title of Bill	Page
	deposit of all fees, other than license fees, except dealer license fees, collected by the Registrar of Motor Vehicles, in said motor vehicle recording fund for the payment of expenses of maintenance and operation of the department of the Registrar of Motor Vehicles."	14, 44, 50, 51, 52, 54, 218, 229, 230, 241, 479, 525, 577, 578, 584, 587.
5	Introduced by Smith and Wiedman: A bill for an act entitled: "An act validating, ratifying, approving and confirming bonds and other instruments and obligations, heretofore issued by public bodies of this state, and all proceedings heretofore taken by such public bodies, to authorize and issue such bonds, instruments and other obligations, however described, and to make levies and appropriations of taxes, special assessments and revenues and enter into covenants for the payment and security thereof, and providing that this act may be cited as "The 1953 Bond Validating Act."	18, 19, 27, 41, 42, 44, 45, 56, 62, 65, 67.
6	Introduced by McElwain: A bill for an act entitled: "An act to amend Section 59–524, Revised Codes of Montana, 1947, as last amended by Chapter 7 of the Laws of Montana, 1951, by providing that the expenses allowed to state officers and employees for traveling within the State of Montana shall be limited to not more than eight dollars ($8.00) per day and by providing that the expenses allowed to state officers and employees for traveling without the State of Montana shall be limited to not more than twelve dollars ($12.00) per day, providing for the repeal of all acts and parts of acts in conflict herewith, and providing that the act shall be in full force and effect from and after its passage and approval."	18, 63, 66, 75, 81, 86, 87, 375, 391, 403, 412, 465.
7	Introduced by McElwain: A bill for an act entitled: "An act to amend Sections 59–801 and 59–802 of the Revised Codes of Montana, 1947, as last amended by Chapter 124 of the Laws of Montana, 1951, by providing the mileage to be allowed to members of the Legislative Assembly, state officers, township officers, jurors, witnesses, county agents, and all other persons, except sheriffs, who may be entitled to mileage."	19, 63, 66, 75, 81, 86, 87, 346.
8	Introduced by Schiltz and Pfohl: A bill for an act entitled: "An act to repeal Sections 48–106, 48–107, 48–108, 48–109 and 48–110 of the Revised Codes of Montana, 1947, relating to miscegenous marriages within the State of Montana and by residents of	

No.	Title of Bill	Page
	the State of Montana and to the effects of such marriages and providing penalties for the solemnization of such marriages."	23, 48, 52, 58, 60, 99, 109, 113, 117, 140.
9	Introduced by Smith and Schiltz: A bill for an act entitled: "An act to amend Section 93–3007 of the Revised Codes of Montana, 1947, relating to service of summons; providing that in all actions to quiet title to real or personal property, where summons is served by publication and a copy thereof mailed by the Clerk of Court to any expired or dissolved corporation whose trustees cannot be found, at its last known place of business, service shall be complete on such corporation without additional service upon the Secretary of State; and repealing all acts and parts of acts in conflict herewith."	23, 29, 46, 47, 49, 70.
10	Introduced by Smith and Schiltz: A bill for an act entitled: "An act to amend Section 52–312 of the Revised Codes of Montana, 1947, relating to foreclosure of mortgages on personal property, prescribing the length of time for the posting of notices where no provision is made therefor in the mortgage, and repealing all acts and parts of acts in conflict herewith."	24, 29, 46, 47, 51, 52, 55, 70.
11	Introduced by Smith and Schiltz: A bill for an act entitled: "An act to amend Section 93–6001 of the Revised Codes of Montana, 1947, relating to proceedings in foreclosure suits; providing that sales of real property shall be conducted in the manner provided by law for sales of real estate under sheriff's sale on execution, and repealing all acts and parts of acts in conflict herewith."	24, 29, 46, 47, 49, 70.
12	Introduced by Haines (Missoula), Reed, Rimel, Nybo, Tobin (Silver Bow), Rieder, Toole, Wood, Regan: A bill for an act entitled: "An act to amend Section 3–2473 of the Revised Codes of Montana, 1947, relating to the manufacture and sale of colored oleomargarine providing for the manufacture or sale of colored oleomargarine which is colored yellow, providing for standards of coloring, providing for the imposition of a tax, empowering the State Board of Equalization to collect the tax and promulgate rules and regulations in conformity to this law, severability of the provisions of this act, repealing all acts or parts of acts in conflict herewith."	41, 146.
Sub. 12	A bill for an act entitled: "An act to legalize and regulate the commerce within the State of Montana of oleomargarine colored yellow; by amending Section 3 of Chapter 138, Laws of 1949, to	

No.	Title of Bill	Page
	provide such product may be manufactured, sold, offered or exposed for sale, transported, served in public eating places and possessed with intent to sell as provided in this act; by repealing Sections 4 and 6 of Chapter 138, Laws of 1949, which prescribe certain penalties and the procedure for condemnation of yellow oleomargarine; by providing identification of yellow oleomargarine when it is served in public eating places; by regulating the advertising of yellow oleomargarine; by amending section 3–2437, Revised Codes of Montana, 1947, relating to the use of certain products in state institutions, by removing the prohibition against oleomargarine; by amending Section 3–2443, Revised Codes of Montana, 1947, containing definitions and relating to the use and regulation of coloring matter, by deleting the definitions therein and prohibiting the use of poisonous coloring matter in oleomargarine; by repealing Sections 3–2435, 3–2473, 3–2474 and 3–2475, Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith; providing Sections 2, 5, and 7 through 20, Chapter 138, Laws of 1949, and Section 3–2444, Revised Codes of Montana, 1947, are not amended or altered in any way; providing for the severability of the provisions of this act; and providing an effective date for this act."	147, 182, 193, 194, 199, 413, 415, 416, 473, 479, 495.
13	Introduced by McElwain, Wiedman, MacDonald: A bill for an act entitled: "An act to provide for the issue and sale by the State Board of Examiners of bonds for the purpose of repairing the State Capitol Building; designating the funds from which said bonds shall be paid; providing for a State Capitol Building repair interest and sinking fund; enumerating the powers and duties of the State Board of Examiners in carrying out the provisions of this act."	43, 67, 73, 81, 84, 157, 163, 172, 207.
14	Introduced by Hancock, Wilson: A bill for an act entitled: "An act to amend Sections 89–2702 and 89–2704 of the Revised Codes of Montana, 1947, relating to alterations or additions to drainage districts."	43, 74, 81, 86, 88, 413, 415, 416, 453, 454, 455, 484.
15	Introduced by Pfohl, Walton: A bill for an act entitled: "An act to repeal Section 26–311 of the Revised Codes of Montana of 1947, relating to the open season for elk in Park county and authority of Fish and Game Commission to shorten the season and providing this act shall be in full force	

No.	Title of Bill	Page
	and effect from and after its passage and approval."	43, 48, 52, 58, 60, 61, 76, 81, 82, 89, 96, 117.
16	Introduced by Hancock, Steel, Tobin (Silver Bow): A bill for an act entitled: "An act to amend Section 25–403 of the Revised Codes of Montana, 1947, relating to compensation of jurors in courts not of record and at coroner's inquests."	43, 52.
17	Introduced by Emmons, McAndrews: A bill for an act entitled: "An act to prohibit the cashing or negotiating of personal checks or other evidence of indebtedness at any place licensed for the sale of liquor under the State Liquor Control Act of Montana."	43, 78.
18	Introduced by Gershmel, Graybill, Schiltz: A bill for an act entitled: "An act to amend Sections 40–2103, 40–2107, 40–2108, and 40–2112, Revised Codes of Montana, 1947, relating to fraternal benefit societies, defining representative form of government and prescribing who may be beneficiaries, qualifications for membership, and distribution and use of funds."	43, 52, 90, 102, 117, 122, 218, 225, 230, 286.
19	Introduced by Bricker: A bill for an act entitled: "An act amending Section 3–111 of the Revised Codes of Montana, 1947, providing for the cooperation between the Division of Farming and Dairying of the State Department of Agriculture and the State Association of Standard Bred Poultry, in the holding of a state exhibition by such association and for the said Division of Farming and Dairying impounding each year the sum of $800.00 from its budget to further aid and assist with such exhibition and determining the policy of such exhibition and making a supplemental appropriation for the fiscal years 1953 to 1954 and 1954 to 1955 therefor, and providing that this act shall be valid notwithstanding any provisions of the budget act."	43, 67.
20	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 91–127 of the Revised Codes of Montana of 1947, relating to the revocation of a will by subsequent marriage by testator and relating to revocation of a will by subsequent divorce as to the divorced spouse."	43, 52, 62, 69, 71, 141.
21	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 4–412 of the Revised Codes of the State of Montana, 1947, relating to persons disqualified for issuance of retail liquor license, removing five-year residency requirement of license holders."	44, 103, 124, 145, 146, 152, 286.

No.	Title of Bill	Page
22	Introduced by Arnold, Ringling: A bill for an act entitled: "An act to repeal Section 3–2473 of the Revised Codes of Montana, 1947, providing that it is unlawful to manufacture, sell, offer for sale or possess with intent to sell any oleomargarine or any substance made either wholly or in part from vegetable or animal fats or oil (not from milk or cream) which is either colored like or in imitation of butter or in any shade of yellow."	44, 75.
Sub. 22	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act relating to commerce in oleomargarine within the State of Montana, defining the terms used in this act, regulating the sale at retail of yellow oleomargarine, requiring public eating places serving yellow oleomargarine to give notice to patrons, regulating the advertising of oleomargarine, requiring that the sale of oleomargarine at retail shall be by net weight, and providing for the labeling thereof, prescribing penalties for the violation of this act, providing for the administration and enforcement of this act by the Department of Agriculture, Labor and Industry, the severability of the provisions of this act, the revision and amendment of certain other acts relative to oleomargarine, the repeal of Sections 3.2435, 3.2444, 3.2473, 3.2474 and 3.2475, of the Revised Codes of Montana of 1947, Sections 1 to 23, inclusive, of Chapter 138, Laws of Montana, 1949, approved March 1, 1949, and all other acts and parts of acts in conflict herewith, and providing that the effective date shall be upon passage and approval."	76, 86, 90, 96, 146.
23	Introduced by Committee on Mines and Mining: A bill for an act entitled: "An act to amend Section 50–301 (3442) of the Revised Codes of Montana of 1947, relating to time for settlement for ores purchased by smelters, etc."	44, 47, 52, 58, 60, 61, 93, 95,
24	Introduced by Hancock: A bill for an act entitled: "An act to repeal Sections 32–303 and 32–304 of the Revised Codes of Montana, 1947, relating to county surveyor's duties and the abolishment of the office of the road supervisor in counties having a total registered vote of fifteen thousand or over at last general election."	96, 102, 141. 45, 70.
25	Introduced by Seifert, Higgins, Michels: A bill for an act entitled: "An act to amend Section 84–1818, Revised Codes of Montana, 1947, as amended by Chapter 198 of the Laws of Montana, 1949, relating to refund of gasoline license tax—procedure."	46, 52, 62, 63, 110.
Sub. 25	Introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An act to amend Section 84–1818, Revised Codes	

No.	Title of Bill	Page
	of Montana, 1947, as amended by Chapter 168 of the Laws of the Thirty-first Legislative Assembly, 1949, and Chapter 198 of the Laws of the Thirty-first Legislative Assembly, 1949, relating to refund of gasoline license tax, the procedure therefor, providing for permits for filing claims and providing a fee therefor, and repealing all acts and parts of acts in conflict herewith."	112, 177, 189, 192, 196, 240, 255, 258, 541, 543, 547, 580, 587, 591.
26	Introduced by Hancock, Leuthold, Gebhardt: A bill for an act entitled: "An act to amend Section 94–2702 of the Revised Codes of Montana, 1947, relating to uttering fraudulent checks or drafts—evidence."	46, 53.
27	Introduced by McElwain, Graybill: A bill for an act entitled: "An act to amend Section 23–932, Revised Codes of Montana, 1947, relating to candidates to formulate state platform."	46, 53, 62, 69, 71, 187, 188, 189, 191, 207.
28	Introduced by Toole, Haines (Missoula), Nybo, Leuthold, Reed, Rimel, Smith, MacDonald: A bill for an act entitled: "An act relating to the salaries of county officers; providing for fixing and determining the amount of such salaries on the basis of population and taxable valuation of the county; providing the method and procedure to be followed in fixing the amount of such salaries; providing that this act shall not effect any change in the salary of any county officer in office on the effective date hereof; amending Section 26–605, Revised Codes of Montana, 1947, as amended by Chapter 118, Session Laws of 1951, and amending Sections 25–606, 25–607, and 25–609, Revised Codes of Montana, 1947, as amended by Chapter 177, Session Laws of 1949; and repealing all acts and parts of acts in conflict herewith."	48, 162.
Sub. 28	Introduced by the Committee on Townships and Counties: A bill for an act entitled: "An act relating to the salaries of county officers; providing for fixing and determining the amount of such salaries on the basis of population and taxable valuation of the county; providing the method and procedure to be followed in fixing the amount of such salaries; providing that this act shall not effect any change in the salary of any county officer in office on the effective date hereof; amending Section 26–605, Revised Codes of Montana, 1947, as amended by Chapter 118, Session Laws of 1951, and amending Sections 25–606, 25–607, and 25–609, Revised Codes of Montana, 1947, as amended by Chapter 177, Session Laws of 1949;	

No.	Title of Bill	Page
	and repealing all acts and parts of acts in conflict herewith."	162, 171, 194, 208, 224, 317, 318, 350, 360, 366, 538, 542, 545, 580, 581, 587, 591.
29	Introduced by Marsenich: A bill for an act entitled: "An act to amend Section 93–901, Revised Codes of Montana, 1947, relating to cases in which a judge may be disqualified."	48, 56, 62, 69, 72, 99.
30	Introduced by request: Sagunsky, Higgins, Hughes, Hess, Iten: A bill for an act entitled: "An act to regulate the practices of engineering and land surveying; to safeguard life, health and property, and to promote the public welfare; providing for the registration of qualified persons as professional engineers and land surveyors, and providing for the certification of engineers-in-training; defining the terms "engineer," "professional engineer," "engineer-in-training," "practice of engineering," "land surveyor," and "practice of land surveying"; creating a state board of registration for professional engineers and land surveyors and providing for the appointment of its members; fixing the term of the board and defining its powers and duties; setting forth the minimum qualifications and other requirements for registration; making the administration of this act self supporting by establishing fees with expiration and renewal requirements; and providing for the enforcement of this act and penalties for its violation."	48, 212.
31	Introduced by Regan, Anderson, Bricker, Norby, Graybill, Gunderson, Steel: A bill for an act entitled: "An act to amend Section 23–911 and Section 23–913 of the Revised Codes of Montana, 1947, relating to form of petition for nomination and register of candidates."	48, 56, 62, 69, 72, 99, 109, 113, 118, 141.
32	Introduced by Wood: A bill for an act entitled: "An act providing for installation of windshields of safety glass, windshield wipers, a canopy or top, and electric headlights and tail lights upon track motor cars operated by railroads running through or within this state as a common carrier and providing a penalty for violation thereof."	51, 211.
33	Introduced by Bricker, Norby, Gebhardt, Nybo, Sales, Reed: A bill for an act entitled: "An act to provide for: Necessity for license of real estate brokers and salesmen and purposes therefor; creation of Montana Real Estate Brokers Board and its appointment, organization, compensation,	

No.	Title of Bill	Page
	powers and duties; licenses to partnerships and corporations; application for license and requirements therefor; application of non-resident; action on bonds; disposition of fees and fines; regulation and penalties; hearing procedure and judicial review; practice of law forbidden; severability; repeal of Sections 66–1901 to 66–1923, both inclusive, of the Revised Codes of Montana, 1947, and all acts in conflict herewith."	51, 210.
Sub. 33	A bill for an act entitled: "An act to provide for the licensing of real estate brokers and salesmen; creation of Montana Real Estate Brokers Board and its appointment, organization, compensation, purposes, powers, and duties; licenses to partnerships and corporations; application for license and requirements therefor; application of non-resident; action on bonds; disposition of fees and fines; regulation and penalties; hearing procedure and judicial review; practice of law forbidden; severability; repeal of Sections 66–1901 to 66–1923, both inclusive, of the Revised Codes of Montana, 1947, and all acts in conflict herewith."	210, 213, 245, 264, 268, 275.
34	Introduced by Rimel, Armstrong, Wiedman, O'Connor, Norby, McElwain: A bill for an act entitled: "An act to amend Sections 92–701, 92–702, 92–703, 92–704 and 92–709 of the Revised Codes of Montana, 1947, as amended by Chapter 48 of the Session Laws of 1951, Section 92–705 of the Revised Codes of Montana of 1947, and Section 92–706 of the Revised Codes of Montana of 1947, as amended by Chapter 41 of the Session Laws of 1949, all relating to compensation for injuries to workmen by increasing compensation in cases of: Temporary, total and total-partial disabilities, for injuries causing death, for specified injuries, relating to medical, hospital and other services furnished injured workmen and duration of the same, and increasing burial expense."	53, 126.
Sub. 34	Introduced by Committee on Workmen's Compensation: A bill for an act entitled: "An act to amend Sections 92–701, 92–702, 92–703, 92–704 and 92–709 of the Revised Codes of Montana of 1947, as amended by Chapter 48 of the Session Laws of 1951, Section 92–705 of the Revised Codes of Montana of 1947, and Section 92–706 of the Revised Codes of Montana of 1947, as amended by Chapter 41 of the Session Laws of 1949, and Section 92–823 of the Revised Codes of Montana of 1947, all relating to compensation for injuries to workmen by increasing compensation in cases of: Temporary, total and total-partial disabilities, for injuries causing death, for specified injuries, relating to medical, hospital and other services furnished injured workmen and duration of the same, increasing burial expense, and to fix a time	

No.	Title of Bill	Page
	for initial hearing before the industrial accident board on workmen's compensation claims."	126, 132, 161, 181, 182, 183, 374, 398, 399, 403, 425.
35	Introduced by Barnard: A bill for an act entitled: "An act to amend Section 9–401, of the Revised Codes of Montana, 1947, relating to the power of County Commissioners to conduct cemeteries outside corporate limits—joint conduct of cemeteries.'	53, 118.
36	Introduced by Sykes, MacDonald, Bricker, Beck, Juedeman, Nixon: A bill for an act entitled: "An act to amend Section 43–310, Revised Codes of Montana, 1947, relating to the per diem and mileage of members of the Legislative Assembly, by providing that members hereafter elected shall receive fifteen dollars ($15.00) per day, mileage at the rate allowed other state officers by Section 59–801, Revised Codes of Montana, 1947, as amended, and expenses at the rate allowed other persons in state service by Section 59–524, Revised Codes of Montana, 1947, as amended, and Section 43–311, Revised Codes of Montana, 1947, relating to the per diem and mileage of the President of the Senate and the Speaker of the House, by providing that the President of the Senate, effective the first Monday in January, 1957, and the Speaker of the House, effective the first Monday in January, 1955, shall receive twenty-five dollars ($25.00) per day and the same mileage and expenses as members, repealing all acts and parts of acts in conflict herewith, and providing this act shall be in full force and effect from and after its passage and approval."	53, 225.
37	Introduced by MacDonald, Bricker, Nixon: A bill for an act entitled: "An act authorizing disposition of certain obsolete state records and creating a committee to select such records; relating to the establishment of a microfilm division in the Historical Society of Montana, specifying the powers and duties of the Librarian of the Historical Society of Montana in relation thereto, and making an appropriation therefor; repealing Section 59–513 of the Revised Codes of Montana, 1947; amending Section 59–516 of the Revised Codes of Montana, 1947, relating to certain records not to be destroyed by striking out the word "State"; and repealing all acts and parts of acts in conflict herewith."	53, 292, 367, 383, 388, 390, 526, 533, 556, 561, 562, 583.
38	Introduced by MacDonald, Norby, O'Connor: A bill for an act entitled: "An act providing that no contract of employment relating to planning or construction of public building, works or improvement of the State of Montana or of any county, city, or school district in the state, shall be entered	

No.	Title of Bill	Page
	into with any architect not holding a certificate to practice architecture in this state; providing a maximum rate of compensation to architects for all services relating to the planning or construction of public buildings, works or improvements to be based upon actual cost of construction."	54, 82, 95, 104, 117, 122, 507, 518, 522, 556, 561, 562, 583.
39	Introduced by Leuthold, Broeder, Reed: A bill for an act entitled: "An act to create an official board known as 'The Montana Poultry Improvement Board'; to state its purposes and to define its powers and duties; to authorize its administration of the state egg law; to prohibit the sale of grade-labeled poultry and poultry products except as provided herein; to authorize this board to cooperate with the Montana Livestock Sanitary Board in eradicating poultry diseases and with the United States department of agriculture in supervising the grading and marketing of poultry and poultry products and in administering the National Poultry Improvement Plan within the State of Montana; to authorize licensure hereunder, to fix license fees, to provide for their collection and to direct their allocation to the Montana Poultry Improvement Fund; to define violations and to recite penalties therefor; and to repeal Sections 3–2201 to 3–2212, both inclusive, of the Revised Codes of Montana, 1947."	56, 61, 95.
40	Introduced by McElwain and Schiltz: A bill for an act entitled: "An act to amend Section 93–1801–4 of Montana Revised Codes of 1947, providing for the taking of the deposition of a witness out of the state, upon commission issued from the court, or a judge thereof, and designating the person or officer to whom such commission may be issued."	57, 75, 86, 92, 94, 187, 188, 189, 191.
41	Introduced by Judiciary Committee: A bill for an act entitled: "An act to appropriate money for the purchase of replacement volumes of the Revised Codes of Montana of 1947."	57, 67, 73, 81, 84, 142, 145, 147, 153, 207.
42	Introduced by Reed: A bill for an act entitled: "An act to amend Section 54–125, of the Revised Codes of Montana, 1947, relating to penalties for violations of the Uniform Drug Act."	57, 90.
43	Introduced by Reed: A bill for an act entitled: "An act to amend Section 94–7823, Revised Codes of Montana, 1947, relating to persons not entitled to probation."	57, 110, 156, 193, 194, 197, 362, 370, 379, 384, 403, 412, 465.

No.	Title of Bill	Page
44	Introduced by Graybill, Bricker, Babcock, Fry, Peters: A bill for an act entitled: "An act to amend Section 16–912 of the Revised Codes of Montana, 1947, as amended by Chapter 4, Laws of 1949, and Chapter 100, Laws of 1951, relating to compensation and mileage of county commissioners, providing for compensation for commissioners in counties of the first class to be on an annual basis, and repealing all acts and parts of acts in conflict herewith, and providing when such act shall go into effect."	57, 206.
45	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Sections 75–2701, 75–2704, 75–2705 and 75–2707 of the Revised Codes of Montana, 1947, as amended by Chapter 28, Laws of 1949, and Section 75–2708, Revised Codes of Montana, 1947, relating to the Teachers' Retirement System of the State of Montana; and repealing all acts and parts of acts in conflict herewith."	57, 96, 104, 113, 156, 208, 216, 229, 233, 240, 244, 545, 555, 558, 577, 584, 587.
46	Introduced by Cerovski, Michels, Goffena: A bill for an act entitled: "An act to amend Section 54–125, of the Revised Codes of Montana, 1947, providing for penalties for violating the narcotic drug act."	57, 212, 245, 263, 264, 275, 314.
47	Introduced by Brownfield, Higgins, Nixon: A bill for an act entitled: "An act to amend Section 4 of Chapter 85 of the Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, relating to the taxation of migratory personal property brought into the State of Montana after the regular assessment date therefor, and repealing all acts and parts of acts in conflict herewith."	57, 177.
48	Introduced by Fulton, O'Connor, Bricker: A bill for an act entitled: "An act to amend Section 81–1702 of the Revised Codes of Montana of 1947, relating to state oil and gas leases, the area to be leased, limitations, term of leases, and agreements for the pooling of acreage with others for unit operations for the production of oil or gas, or both, and extension of time for development; to amend Section 81–1705 of the Revised Codes of Montana of 1947, relating to report of lessees; to amend Section 81–1708 of the Revised Codes of Montana of 1947, relating to amendment of existing state oil and gas leases; and repealing all acts and parts of acts in conflict herewith."	57, 103.
Sub. 48	Introduced by Committee on Oil and Gas: A bill for an act entitled: "An act to amend Section 81–1702 of the Revised Codes of Montana, 1947, relating	

No.	Title of Bill	Page
	to state oil and gas leases, the area to be leased, limitations, term of leases, and agreements for the pooling of acreage with others for unit operations for the production of oil or gas, or both, and extension of time for development; to amend Section 81–1705 of the Revised Codes of Montana of 1947, relating to report of lessees; to amend Section 81–1708 of the Revised Codes of Montana of 1947, relating to amendment of existing state oil and gas leases; and repealing all acts and parts of acts in conflict herewith."	108, 135, 145, 146, **152**, 393, **406**, 454, 455, 459, 525.
49	Introduced by Emmons, McAndrews, Johnson, Cavanaugh, Marsenich: A bill for an act entitled: "An act to amend Sections 92–701, 92–702, 92–703, 92–704 of the Revised Codes of Montana, 1947, as amended by Chapter 7 of the Session Laws of the State of Montana of 1949 and Chapter 48 of the Session Laws of the State of Montana of 1951, to amend Section 92–705 of the Revised Codes of Montana, 1947, and to amend Section 92–706 of the Revised Codes of Montana, 1947, as amended by Chapter 41 of the Session Laws of the State of Montana of 1949, and to Amend Section 92–707 of the Revised Codes of Montana, 1947, as amended by Chapter 7 of the Session Laws of the State of Montana of 1949, and to amend Section 92–709 of the Revised Codes of Montana, 1947, as amended by Chapter 7 of the Session Laws of the State of Montana of 1949 and as amended by Chapter 48 of the Session Laws of the State of Montana for 1951, and to amend Section 92–823 of the Revised Codes of Montana, 1947, all relating to the Workmen's Compensation Act of the State of Montana, and relating to compensation for injuries to workmen by increasing the compensation in the cases of temporary, total and total partial disabilities, for injuries causing death, and time during which compensation is to be paid in the case of death, and for specified injuries; for the increase in the amount of medical and hospital services to be furnished in addition to other compensation; to increase the amount of compensation for artificial members; to increase the amount of benefit paid for burial expenses; to fix the date from which compensation for injuries is to be paid; to fix a time for initial hearing by the Industrial Accident Board on workmen's compensation claims, and to provide for a penalty for discrimination against an employee for a claim or attempted claim for compensation."	58, 126.
50	Introduced by Graybill and Norby: A bill for an act entitled: "An act to empower and require city and town councils where necessary or advisable in connection with special improvement districts to provide for repairs and maintenance, or both, to allocate total costs to improvements, repairs, and	

No.	Title of Bill	Page
	maintenance, and to designate such districts as special improvement and repair, or special improvement and maintenance, or special improvement, repair and maintenance districts, as the case may be."	59, 95, 117, 134, 135, 138, 242, 250, 363, 381, 382, 383, 425.
51	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 11–713 of the Revised Codes of Montana of 1947, relating to eligibility of persons to elective and appointive municipal offices extending eligibility of persons to appointive municipal offices to those residing within three miles of the town or city."	59, 73.
52	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 93–8618, Revised Codes of Montana, 1947, relating to costs and disbursements awarded to a party in an action; including reasonable attorney fees in certain actions."	59, 82, 89, 98, 187.
53	Introduced by Sykes: A bill for an act entitled: "An act relating to pleadings and permitting alternative pleadings."	59, 125.
54	Introduced by Judiciary Committee: A bill for an act entitled: "An act to amend Section 91–2702, Revised Codes of Montana, 1947, relating to the time to be expressed in notice to creditors of estates, and providing that such time shall be six months."	59, 67, 73, 81, 84, 85, 141, 147, 295, 316, 322, 330, 357, 425.
55	Introduced by Judiciary Committee: A bill for an act entitled: "An act to amend Section 93–305, Revised Codes of Montana, 1947, relating to the payment of expenses of district judges on court business in places other than their place of residence, and providing that such expenses shall be paid when such district judges shall be in attendance at a conference of judges called by the chief justice of the supreme court of the State of Montana."	60, 67, 73, 81, 85, 187, 200, 204, 209, 224, 286.
56	Introduced by Judiciary Committee: A bill for an act entitled: "An act providing for conferences of district judges and supreme court justices to be held in Helena at the call of the Chief Justice of the Supreme Court of the State of Montana, and at a time to be set by him."	60, 67, 73, 81, 85, 141.
57	Introduced by Judiciary Committee: A bill for an	

No.	Title of Bill	Page
	act entitled: "An act to amend Section 93–5011, Revised Codes of Montana, 1947, relating to challenges of jurors for cause, and providing that a debtor and creditor relationship shall not be a challenge for cause in the case of current bills of gas, water, electricity or telephone."	60, 82, 95, 109, 115, 187, 188, 189, 190, 207.
58	Introduced by McElwain: A bill for an act entitled: "An act to amend Section 91–2709, Revised Codes of Montana, 1947, relating to the limitation of actions on rejected claims against estates of decedents, and providing that if a claim be rejected the executor or administrator, or his attorney, shall mail a notice of such rejection to the claimant."	60, 90, 102, 117, 122, 202.
59	Introduced by McAndrews, Johnson, Cavanaugh, Marsenich, Emmons: A bill for an act entitled: "An act to amend Section 26–301 of the Revised Codes of Montana, 1947, relating to restrictions of manner of taking and possessing fish and game and powers of Commission relating thereto."	60, 96.
60	Introduced by McAndrews, Johnson, Cavanaugh, Marsenich, Emmons: A bill for an act entitled: "An act to regulate the use of shelters erected upon the ice as an aid to catching fish through the ice on such waters as are designated under proper order of the State Fish and Game Commission."	60, 146.
61	Introduced by Nixon and Higgins: A bill for an act entitled: "An act to amend Section 61–127, of the Revised Codes of the State of Montana, 1947, relating to who may adopt and who may be adopted, and repealing all acts and parts of acts in conflict herewith."	63, 82, 95, 109, 115, 187, 188, 189, 191, 207.
62	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 4–413, Revised Codes of Montana, 1947, relating to whom liquor may not be sold or given away upon any premises licensed to sell liquor at retail and repealing the prohibition against sale of liquor to Indians."	63, 126, 147, 246, 270, 315, 317, 323, 436, 454, 455, 459, 484.
63	Introduced by McAndrews, Emmons, Johnson (Silver Bow), Marsenich, Cavanaugh: A bill for an act entitled: "An act to amend Section 26–603 of the Revised Codes of Montana, 1947, and providing residence qualifications for applicants for a special license or permit to hunt moose; providing for a system for allocating permits to nonresidents	

No.	Title of Bill	Page
	whenever there is a surplus of permits to be issued over resident applications; providing for a period of ineligibility for permit holders; providing further, that the fee to be collected from successful applicants shall be five dollars ($5.00)."	63, 104, 118.
64	Introduced by Cerovski: A bill for an act entitled: "An act to amend Section 84–4920 of the Revised Codes of Montana, 1947, relating to revision of state income tax return by the Board, the time for determining tax, notice and examination of records and persons; and to amend Section 84–4922 of the Revised Codes of Montana, 1947, relating to revision of income tax return by the taxpayer, application for revision, time for making application, hearing and adjustment."	64, 78, 110, 161, 181, 182, 394.
65	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act for the assessment, levy and collection of taxes on all personal property brought, driven or coming into this state after the regular annual assessment date of such property; providing the procedure therefor; requiring owners or agents to give notice of intention to drive or bring livestock into this state or to move such property from one county to another, and providing for the division and proration of taxes in certain instances, and repealing Chapter 85 of the Laws of the Thirty-second Legislative Assembly and all acts and parts of acts in conflict herewith."	64, 90, 102, 117, 123, 363, 370, 381, 382, 383, 426, 578.
66	Introduced by Iten, Wetzsteon, Haines (Flathead), Rieder: A bill for an act entitled: "An act to prohibit the operator of any vehicle, other than one operated in response to an emergency, to follow closer than two hundred (200) feet any fire apparatus in rural areas in response to a fire alarm, or to drive or stop any vehicle within two hundred (200) feet where fire apparatus has stopped in answer to a fire alarm or other emergency."	64, 73, 74, 75.
67	Introduced by McElwain, Omholt, Pfohl, Wiedman, Peters, Sykes, O'Connor, Purdy: A bill for an act entitled: "An act to amend Initiative Measure No. 54, providing for the payment of an honorarium, or adjusted compensation, to each resident of Montana who was on active duty in military service in the military forces of the United States during World War II, between December 7, 1941, and September 2, 1945, both dates inclusive; authorizing the State of Montana to become indebted in the sum of twenty-two million dollars ($22,000,000.00) in excess of the Constitutional limit over and above any bonded indebtedness heretofore incurred or created and for which said State is now	

No.	Title of Bill	Page
	obligated; creating the War Veterans' Compensation fund; providing for the issuance and sale of limited obligation bonds of and in the name of the State of Montana in the sum of twenty-two million dollars ($22,000,000.00) to acquire funds for the payment of such honorarium or adjusted compensation; providing for the form of such bonds; providing that such bonds shall not be or become general obligations of the State of Montana, but shall be payable only out of the cigarette tax provided for in said law; providing for the creation of a Veterans' Compensation Bond Retirement Fund to pay the principal and interest of such bonds by levying an excise tax upon the sale of cigarettes in the State of Montana in addition to the cigarette tax imposed by Chapter 56 of Title 84 of the Montana Revised Codes of 1947, and providing for the collection of such additional tax in the same manner as the cigarette tax imposed by said Chapter 56 is collected; amending Sections 84–5606 and 84–5621 of said Revised Codes; making an appropriation of the funds derived from the sale of such bonds; providing the method of payment of such honorarium or adjusted compensation; defining words and phrases; pledging the State of Montana to continue to levy and collect such tax and place the proceeds thereof in the War Veterans' Compensation Bond Retirement Fund until all bonds issued under the provisions of said law and the interest thereon shall have been paid; making the bonds issued under said law a legal investment for funds of the State of Montana; providing penalties for violation of provisions of said law; and making other provisions germane to the main purpose of said law, by extending the time for filing applications to January 1, 1954, and by increasing the amount of limited obligation bonds, which may be issued by the State of Montana to twenty-three million five hundred thousand dollars ($23,500,000.00) and repealing all acts and parts of acts in conflict herewith."	64, 65, 237, 291, 329, 330, 347, 457, 495, 500, 525.
68	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 23–511, Revised Codes of Montana, 1947, relating to the cancellation of registry for failure to vote in a presidential election—reregistration—exception of persons in military service."	65, 73, 81, 86, 88.
69	Introduced by Graybill, Rimel: A bill for an act entitled: "An act to protect and insure the right of suffrage to all eligible electors by providing that every eligible elector in the State of Montana may absent himself from any service or employment, without penalty or loss of remuneration, for a period of three consecutive hours from such serv-	

No.	Title of Bill	Page
	ice or employment during polling hours on election days; providing penalties for the enforcement of this act or for interference with the exercise of the right of suffrage; repealing all acts in conflict herewith."	65, 66, 73, 86, 92, 95, 98.
70	Introduced by Higgins: A bill for an act entitled: "An act to repeal Section 94–35–102 of the Revised Codes of Montana, 1947, relating to the prohibition against Indians carrying firearms while off the reservation."	66, 82, 95, 109, 116, 187, 188, 189.
71	Introduced by Committee on Livestock and Public Ranges: A bill for an act entitled: "An act to amend Sections 46–2308, 46–2314, 46–2320, 46–2322, 46–2324 and 46–2325 of the Revised Codes of Montana, 1947, relating respectively to the time and manner of appeals to the Commission; the right of judicial review therefrom; and jurisdiction of the courts; relating to membership in state districts and limiting the preference or rights thereunder; providing for the revocation of grazing preferences and notice thereof; providing for the disposal of surplus reserves and relating to dissolution of a state district; all relating to the Grass Conservation Act; and repealing all acts and parts of acts in conflict herewith."	66, 135, 136, 177, 188, 189, 190, 495, 514, 515, 519, 569.
72	Introduced by Smith, Rimel: A bill for an act entitled: "An act to amend Section 52–313 of the Revised Codes of Montana, 1947, relating to the time for holding sales of personal property in foreclosure proceedings, and repealing all acts and parts of acts in conflict herewith."	67, 83, 89, 98, 99, 101, 187, 188, 189, 191, 207.
73	Introduced by Gunderson, Bricker, Graybill, Norby, Regan, Steel: A bill for an act entitled: "An act to guarantee the full and equal enjoyment of all places of public accommodation and amusement; and repealing all acts and parts of acts in conflict herewith."	68, 195, 230, 244, 245, 251, 252.
74	Introduced by Reed, Bricker, Norby, Rieder, Sales, Nixon: A bill for an act entitled: "An act a repeal Sections 66–1201, through 66–1220, inclusive, Revised Codes of Montana, 1947, and to enact, in lieu thereof, and hereby, a new and revised Nursing Practice Act to be cited as the Montana Nursing Practice Act, to regulate the practice of nursing by professional nurses, and the practice of nursing by practical nurses; to establish the Montana State Board of Nursing with dual functions, powers and duties (a) in the field of professional	

No.	Title of Bill	Page
	nursing and (b) in the field of practical nursing, and to provide separate administrations by a board of five (5) members in the field of professional nursing and by a board of eight (8) members in the field of practical nursing, under board administrations separate and exclusive for each classification of nursing; to define the powers and duties of such board as respects each separate administration; to endow such board with power to make rules and regulations, appropriate to each the professional nursing administration and the practical nursing administration, within the limits of the subject matter of this act; to provide for licensing of each class of nurses, after examination or by endorsement without examination; to fix the qualifications of applicants for licenses in each field, and to authorize the use of appropriate titles and abbreviations of titles for each class of nurses; to provide for renewal of licenses; to invest the board with designated disciplinary powers to be exercised subject to due process of law; to provide for the exemption of certain persons from the operation of the act under designated circumstances; to fix penalties for violations of the act; to provide for judicial review of the acts of the Governor and of the Board in connection with the operation and administration of this act; and to provide for the orderly transition of business from the existing Montana State Board of Nursing Examiners, and for coordination with the preceding board in the transfer of records and funds to the board created by this act."	68, 210, 211, 255, 278, 283, 287, 533, 534, 572, 573, 576.
75	Introduced by Steel, Wetzsteon, Hilger: A bill for an act entitled: "An act to authorize in certain instances the Boards of County Commissioners to levy an additional tax of not to exceed four (4) mills for the county poor funds."	68, 92, 102, 117, 118, 133, 218, 225, 230, 294, 526.
76	Introduced by Steel, Wetzsteon, Hilger: A bill for an act entitled: "An act to amend Section 71–1003 of the Revised Codes of Montana, 1947, as amended by Section 1, Chapter 192, Laws of 1949, relating to eligibility requirements for aid to persons having silicosis and repealing all acts and parts of acts in conflict herewith."	68, 93, 102, 117, 118, 133, 363, 370, 398, 399, 403, 426.
77	Introduced by Steel, Wetzsteon, Hilger: A bill for an act entitled: "An act to amend Section 71–308, Revised Codes of Montana, 1947, as amended by Section 9, Chapter 199, Laws of 1951, relating to the provision of medical aid and hospitalization for persons unable to provide such necessities for	

No.	Title of Bill	Page
	themselves, and repealing all acts and parts of acts in conflict herewith."	68, 93, 102, 117, 118, 134, 256.
78	Introduced by Graybill: A bill for an act entitled: "Recording, of certain papers filed in bankruptcy proceedings."	68, 83, 95, 109, 116, 202.
79	Introduced by Sykes, Peters, Omholt, Pfohl, McElwain, Armstrong, Nixon, Hanson: A bill for an act entitled: "An act exempting from the Montana state income tax, all payments of adjusted compensation made pursuant to Initiative No. 54, commonly known as the Veterans' Bonus Law which became effective December 6, 1950."	69, 125.
Sub. 79	A bill for an act entitled: "An act exempting from the Montana state income tax, all payments of adjusted compensation made pursuant to Initiative No. 54, commonly known as the Veterans' Bonus Law which became effective December 6, 1950, and providing refund of any income tax paid on such adjusted compensation."	125, 132, 177, 193, 194, 200, 363, 381, 382, 383, 426.
80	Introduced by Sykes, Juedeman: A bill for an act entitled: "An act to amend Title 92 of the Revised Codes of Montana of 1947, as amended, known as the Workmen's Compensation Act, to include and make compensable occupational diseases and infections, defining occupational diseases and infections, establishing a medical board of review, establishing requirements as to silicosis and amount of compensation therefore, and repealing all acts and parts of acts in conflict therewith."	69, 368.
81	Introduced by Sykes: A bill for an act entitled: "An act to amend Sections 92–801 and 92–827 of the Revised Codes of Montana of 1947, relating to liens on awards granted and providing manner of fixing attorney fees."	69, 125.
82	Introduced by Sykes: A bill for an act entitled: "An act to amend Sections 92–104 and 92–105, of the Revised Codes of Montana of 1947, relating to the creation of an Industrial Accident Board of three appointive members, their manner of appointment, term and salary and removal."	69, 232, 359.
83	Introduced by Sykes: A bill for an act entitled: "An act to amend Sections 92–701, 92–702, 92–703, 92–704, 92–705, 92–706, 92–608, 92–709, 92–715, 92–824 of the Revised Codes of Montana of 1947, as amended by the Session Laws of the State of Montana of 1949 and 1951, all relating to compensation for injuries to workmen by increasing compensation in cases of: Temporary, total, and total-partial disabilities for injuries causing death, and	

No.	Title of Bill	Page
	for specified injuries; increasing payments of burial expense and medical expenses; providing for partial lump sum payments; providing effective date of act, and repealing all acts and parts of acts in conflict herewith."	70, 126.
84	Introduced by Durkee, Omholt, Cerovski, Sykes, Ringling, Mahoney: A bill for an act entitled: "An act to amend Sections 2, 3, 6, 12 and 14, of Initiative Measure No. 54, enacted by the electors of Montana at the general election of November 7, 1950, providing for the payment of an honorarium to men and women of Montana who served in the military forces of the United States in World War II."	70, 234.
85	Introduced by Durkee, Omholt, Cerovski, Sykes, Pfohl, Ringling, Mahoney: A bill for an act entitled: "An act to amend Chapter 5 of Title 68 of the Revised Codes of Montana of 1947, relating to credit for state service under the Public Employees' Retirement System for all members of the Public Employees' Retirement Act who served in the armed forces of the United States during war time or who served in the armed forces during a time when the United States was engaged in any military campaign or police action, and in particular amending Section 68–501 (f) of the Revised Codes of Montana of 1947, providing that the veteran must have been a resident of Montana immediately prior to his entry into the armed forces of the United States; providing that the serviceman must have a discharge other than dishonorable; providing that said military service shall be allowed by the board of administration of the Public Employees' Retirement Act the same as state service; providing that the board of administration of the Public Employees' Retirement Act shall, in their computation of the veteran's retirement allowance at the time of the retirement of the veteran, use as the compensation earned during said military service, the same figure as used for the veteran as his final compensation; providing that said military service can only be used for the purpose of retirement of a veteran if said veteran has at least three (3) years of employment in state service, exclusive of military service."	70, 162.
86	Introduced by Durkee, Omholt, Cerovski, Sykes, Pfohl, Ringling, Mahoney: A bill for an act entitled: "An act providing for educational opportunities for the children of members of the armed forces of the United States killed while in the armed services of the United States or dying as the result of disabilities or diseases incurred while in said service, since September 16, 1940, or hereafter during the present national emergency, namely, the Korean conflict, and providing an appropriation therefor; repealing Chapter 196 of	

No.	Title of Bill	Page
	the Session Laws of the Thirty-second Legislative Assembly."	71, 90, 125, 177, 201, 208, 209, **214**, 294, 315, 329, 362.
87	Introduced by Durkee, Cerovski, Sykes: A bill for an act entitled: "An act to provide for the submission to the qualified electors of the State of Montana of an amendment to Article IX, Section 2 of the Constitution of the State of Montana, by changing the legal voting age to eighteen years."	71, 186, 201, 208, 209, 213, **220**.
88	Introduced by Peters, O'Connor, Watkins: A bill for an act entitled: "An act to amend Section 89–1311, Revised Codes of Montana, 1947, relating to the qualification of electors in irrigation districts."	71, 265, 357, 369, 373, 376, 473, 525, 543, 544, 548, 569.
89	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 84–3807, Revised Codes of Montana, 1947, relating to tax liens, and providing that such tax liens shall terminate ten years after delinquency; and to amend Section 84–4130, Revised Codes of Montana, 1947, relating to tax liens, and providing that the lien of the state shall be divested by the expiration of ten years after tax delinquency."	74, 83, 89, 98, 99, **101**, 141.
90	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 84–4152, Revised Codes of Montana, 1947, relating to the taking of tax deeds by counties, cities and towns, and providing that the county clerk, city or town clerk shall, when the time for redemption expires, immediately apply to the county, city or town treasurer for the issuance of a tax deed."	74, 83, 89, 98, 99, **102**, 141.
91	Introduced by Cerovski: A bill for an act entitled: "An act to amend Sections 23–1109, 23–1110, and 23–1112 of the Revised Codes of Montana, 1947, relating to the columns and material to be printed on ballots; words to be printed on each ballot; and arrangement of the ballot to facilitate the expression of voters' choice, and repealing all acts and parts of acts in conflict herewith."	74, 195, 234, 254, 255, 258, 393, 466, 471, 484.
92	Introduced by Judiciary Committee: A bill for an act entitled: "An act concerning contribution among tortfeasors, release of tortfeasors, procedure enabling recovery of contribution, and making uniform the law with reference thereto."	74, 319.
93	Introduced by Haines (Missoula), McElwain, Schiltz, Peters, Norby, Broeder: A bill for an act entitled:	

No.	Title of Bill	Page
	"An act to amend Sections 87–103, 87–104, 87–105, 87–106, and 87–109 of the Revised Codes of Montana of 1947, as amended by Chapter 178 of the Session Laws of the State of Montana of 1949, all relating to unemployment compensation, by increasing the compensation amounts of benefits and lengthening the duration, by amending the benefit eligibility conditions, by changing the disqualifications for benefits, and by amending and revising the employer contributions provisions and rates."	74, 76, 161, 266, 268, 317, 350.
Sub. 93	Introduced by Committee on Social Security: A bill for an act entitled: "An act to amend Sections 87–103 and 87–104 of the Revised Codes of Montana, 1947, as amended by Chapter 178, Laws of Montana, 1949, 87–105, 87–106, and 87–109 of the Revised Codes of Montana, 1947, which sections are a part of the Unemployment Compensation Law, by increasing weekly benefits and changing the qualifications therefor; extending the duration of benefits; changing disqualifications for benefits; revising employer contribution rates; providing a saving clause; repealing all acts and parts of acts in conflict herewith; and providing an effective date."	366, 526, 533, 534, 563, 564, 565, 583.
94	Introduced by Haines (Missoula), Toole: A bill for an act entitled: "An act to amend Section 28–402 of the Revised Codes of Montana, 1947, as heretofore amended by Chapter 83, Session Laws of 1949, by eliminating therefrom the words 'one year' and in substituting the words 'eighteen months'."	74, 118, 161, 181, 182, 256, 264, 269.
95	Introduced by Higgins: A bill for an act entitled: "An act designating and fixing the compensation to be paid County Superintendents for the preparation of school budgets and providing a method and procedure for fixing such compensation by providing that the schedule set out in Section I thereof shall determine the compensation on the basis of the number of budgets in the previous school year; providing that the compensation shall be in addition to the salary fixed by law for County Superintendents; providing that this act shall be in full force and effect after its passage and approval, but shall not effect an increase of the salary or compensation of any County Superintendent who is in office at the date this act goes into effect; and repealing all acts and parts of acts in conflict herewith."	74, 265, 266.
96	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 75–1528, Revised Codes of Montana, relating to the Deputy County Superintendents of schools and other assistants and the	

No.	Title of Bill	Page
	salaries of the same, to provide that the County Commissioners shall appoint one Chief Deputy County Superintendent of Schools when the same is recommended by the County Superintendent of Schools."	75.
97	Introduced by Smith, Sykes, Graybill: "A bill for an act to amend Section 11–1934 of the Revised Codes of Montana, 1947, relating to hours of work of members of paid fire departments in cities of second class, by changing the period of service therein referred to from an eight-day period to a six-day period, and repealing all acts and parts of acts in conflict herewith."	75, 127.
98	Introduced by Smith, Sykes, Graybill: "A bill for an act to amend Section 11–1931 of the Revised Codes of Montana, 1947, relating to hours of work of members of paid fire department in cities of first class, by changing the period of service therein referred to from an eight-day period to a six-day period, and repealing all acts and parts of acts in conflict herewith."	75, 127.
99	Introduced by Bricker, Hughes, Walton, Sax, Durkee: A bill for an act entitled: "An act relating to public health, and providing for the prevention and suppression of disease; giving authority to the State Board of Health, forbidding persons afflicted with certain communicable diseases from engaging in or being employed in public eating places; places where meat or meat products are made, prepared, or sold; manufacturing bakeries or manufacturing confectionaries; providing for the compulsory periodical examination of persons engaged in such callings; providing for health certificates to be issued making violations hereof a misdemeanor, empowering the secretary of the State Board of Health to designate examining physicians; and repealing all acts and parts of acts in conflict herewith."	77, 285, 360, 383, 384, 391, 457.
100	Introduced by Regan, Goodwin, Tobin (Lewis & Clark), Totten, Iten, Anderson: A bill for an act entitled: "An act to regulate the practices of engineering and land surveying; to safeguard life, health and property, and to promote the public welfare; providing for the registration of qualified persons as professional engineers and land surveyors, and providing for the certification of engineers-in-training; defining the terms 'engineer,' 'professional engineer,' 'engineer-in-training,' 'practice of engineering,' 'land surveyor,' and 'practice of land surveying'; creating a State Board of Registration for Professional Engineers and Land Surveyors and providing for the appointment of its members; fixing the term of the board and defining its powers and duties; setting forth	

No.	Title of Bill	Page
	the minimum qualifications and other requirements for registration; making the administration of this act self supporting by establishing fees with expiration and renewal requirements exempting certain groups; and providing for the enforcement of this act and penalties for its violation, and repealing Sections 66–2301, through 66–2303 and all acts and parts of acts in conflict herewith."	77, 246.
Sub. 100	Introduced by Committee on State Boards and Institutions: A bill for an act entitled: "An act to regulate the practices of engineering and land surveying; to safeguard life, health and property, and to promote the public welfare; providing for the registration of qualified persons as professional engineers and land surveyors, and providing for the certification of engineers-in-training; defining the terms 'engineer,' 'professional engineer,' 'engineer-in-training,' 'practice of engineering,' 'land surveyor,' and 'practice of land surveying'; creating a State Board of Registration for Professional Engineers and Land Surveyors and providing for the appointment of its members; fixing terms of the board, of defining its powers and duties; setting forth the minimum qualifications and other requirements for registration; making the administration of this act self-supporting by establishing fees with expiration and renewal requirements; exempting certain groups; and providing for the enforcement of this act and penalties for its violation, and repealing Sections 66–2301 through 66–2303 and all acts and parts of acts in conflict herewith."	246, 251, 357, 370, 373, 377.
101	Introduced by Ombolt, Juedeman: A bill for an act entitled: "An act to amend Section 16–1128, Revised Codes of Montana, 1947, relating to auto passes excluding livestock constructed on public or county roads, and repealing all acts and parts of acts in conflict herewith."	77, 318, 383, 396, 399, 496, 518, 521, 557, 558.
102	Introduced by Reed, Rimel, Toole, Nybo, Haines (Missoula): A bill for an act entitled: "An act to amend Section 81–1403, Revised Codes of Montana as amended by Section 1, Chapter 161 of the Session Laws of 1949 and to fix the salary and provide the qualifications for the office of State Forester."	77, 162, 172, 235, 270, 315, 317, 323, 550, 555, 560, 572, 573, 576, 583.
103	Introduced by Marsenich, Cavanaugh, Johnson (Silver Bow): A bill for an act entitled: "An act providing for compensation of workingmen for disability or death resulting from occupational dis-	

No.	Title of Bill	Page
	eases; defining occupational diseases; providing for a schedule of compensation and for other benefits for disability or death of workingmen by reason of occupational diseases, and providing methods for the payment of the same; providing for liability and penalties of employers who do not elect to pay such compensation; establishing the Occupational Disease Disability Fund; providing for the administration of this act by the Industrial Accident Board; providing for medical appeal panels for the determination of disputed medical questions; and providing for review of awards made by the Industrial Board."	77, 346, 367.
104	Introduced by Haines (Missoula): A bill for an act entitled: "An act to amend Section 84–3201, of the Revised Codes of Montana, 1947, relating to licenses; and providing, among other things, for the procuring of a license to operate circuses, side shows, carnivals, menageries, wild west shows, and tent shows for private gain, and repealing all acts and parts of acts in conflict herewith."	77, 82, 95, 109, 116, 363, 370, 379, 383, 403, 404, 412, 465.
105	Introduced by Dwyer (by request): A bill for an act entitled: "An act to amend Section 91–510 of the Revised Codes of Montana, 1947, relating to the disposition of funds held by the State Treasurer which funds are derived from escheated estates and establishing an escheated estates fund from which to pay administrative expense."	78, 320.
Sub. 105	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 91–510 of the Revised Codes of Montana, 1947, relating to the disposition of funds held by the State Treasurer which funds are derived from escheated estates and establishing an escheated estates fund from which to pay administrative expense; repealing all acts and parts of acts in conflict herewith and providing that this act shall be in full force and effect immediately after its passage and approval."	321, 396, 405, 406, 525, 543, 544, 548, 569.
106	Introduced by Dwyer (by request): A bill for an act entitled: "An act to amend Section 91–512, Revised Codes of Montana, 1947, relating to the duties of the Attorney General; employment of special assistant, and to increase the salary of the special assistant and to provide for expenses; repealing all acts and parts of acts in conflict herewith."	78, 110, 156, 179, 187, 319, 350, 357, 359, 526, 533, 534, 556, 561, 562, 583.

No.	Title of Bill	Page
107	Introduced by Dwyer (by request): A bill for an act entitled: "An act appropriating money to the Attorney General for the following purposes: To enable the Attorney General to hire expert witnesses in the trial of escheated estates; to order and pay for the taking of depositions of necessary witnesses in escheated estates; to employ counsel to represent the State of Montana in the taking of depositions and interviewing witnesses; to subpoena witnesses and to pay their fees and necessary traveling expenses; to order and secure original documents and photostats thereof and in general to further the enforcement of the escheated property act and declaring an emergency."	79, 146, 318.
Sub. 107	Introduced by Committee on Judiciary: A bill for an act entitled: "An act appropriating money for the escheated estates fund to the Attorney General for the following purposes: To enable the Attorney General to hire expert witnesses in the trial of escheated estates; to order and pay for the taking of depositions of necessary witnesses in escheated estates; to employ counsel to represent the State of Montana in the taking of depositions and interviewing witnesses; to subpoena witnesses and to pay their fees and necessary traveling expenses, to pay costs of printing of briefs and transcript, stenographic fees and services; to order and secure original documents and photostats thereof and in general to further the enforcement of the escheated property act and declaring an emergency."	321, 381, 396, 399, 526, 533, 535, 561, 562, 583.
108	Introduced by Dwyer (by request): A bill for an act entitled: "An act to amend Section 25–604, of the Revised Codes of Montana, 1947, as amended by Chapter 136, Laws of Montana, 1951, relating to the power of County Commissioners to fix the number of deputies and limiting their power to fix the salaries thereof; and repealing all acts and parts of acts in conflict herewith."	79, 99.
109	Introduced by Toole, Rimel, Reed, Broeder, Haines (Missoula), Nybo: A bill for an act entitled: "An act to provide for the protection and preservation of forest resources of the State of Montana from damage, injury or destruction by forest insect pests and tree diseases and to protect the forests and watersheds of Montana and enhance the production of forests and to promote the stability of the industry, to protect the recreational values of the forests and to independently and through cooperation with the federal government, the state government and private forest land owners to control, suppress and eradicate outbreaks of insect pests and tree diseases in the State of Montana."	79, 93, 109, 117, 123, 256, 264, 269, 314.

No.	Title of Bill	Page
110	Introduced by Broeder, Haines (Flathead), Nybo: A bill for an act entitled: "An act to amend Section 32–1123, Revised Codes of Montana, 1947, relating to uniform standards governing the maximum dimensions, weights, and speeds of motor vehicles operating over the highways of the State of Montana, and repealing all acts or parts of acts in conflict therewith."	79, 270.
Sub. 110	Introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An act to amend Section 32–1123, Revised Codes of Montana, 1947, relating to uniform standards governing the maximum dimensions, weights, and speeds of motor vehicles operating over the highways of the State of Montana, and repealing all acts or parts of acts in conflict therewith."	271, 367, 382, 389, 391, 452, 466, 471, 484.
111	Introduced by MacDonald and Norby: A bill for an act entitled: "An act providing for the coverage of certain officers and employees of the political subdivisions of the State of Montana, under the old age and survivors insurance provisions of Title II of the Federal Security Act, as amended; authorizing the State Board of Equalization to act as the state agency for the administration thereof; authorizing the State Board of Equalization to enter into an agreement with the Federal Security Administration for the purposes of this act; providing that the political subdivisions of the state which operate under this act shall pay the cost of administration thereof; excluding from the operation of this act all employees of the State of Montana, and all employees of the political subdivisions thereof operating under the provisions of the Public Employees' Retirement Act of the State of Montana; and repealing all acts or parts of acts in conflict herewith."	79, 178, 210, 224, 227, 374, 398, 399, 403, 426.
112	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 3 of Chapter 199 of the Session Laws of Montana, 1949, relating to the foundation program schedules for elementary schools and high schools and the relationship thereof to the distribution and apportionment of the moneys coming into the state public school equalization fund."	79, 266, 357, 368, 379, 380, 381, 383, 397, 398, 406, 412, 415, 545, 555, 566, 574, 576, 581, 582, 588, 590, 592, 594.
113	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–1637 of the Revised Codes of Montana of 1947, relating	

No.	Title of Bill	Page
	to the letting of contracts by school trustees with and without advertising for bids."	80, 189, 210, 224, 227, 574.
114	Introduced by Haines (Flathead), Nybo, McDonnell, MacDonald, Gebhardt, Nixon: A bill for an act entitled: "An act to amend Sections 84–3302 and 84–3305, of the Revised Codes of Montana, 1947, relating to licenses and license fees for movie theaters, to provide for issuance of licenses and payment of license fees annually, and in prescribed amounts; providing for one-half year license rate; prescribing when this act takes effect; and repealing Section 84–3304, Revised Codes of Montana, 1947."	80, 211, 213, 245, 257.
Sub. 114	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act to amend Section 84–3305 of the Revised Codes of Montana, 1947, relating to licenses and license fees for movie theaters; and prescribing when this act takes effect."	315, 317, 328, 452, 466, 471, 484.
115	Introduced by Rieder: A bill for an act entitled: "An act to prohibit the use of any money from the general fund of the State of Montana for the payment of bounties, and the control of predatory animals until all other statutory sources of revenue are exhausted."	80, 96.
116	Introduced by Rieder: A bill for an act entitled: "An act to regulate the use of poison for the control of predatory animals; providing for cooperation between the person authorized to lay out such poison and the game warden of the locality in which poison is to be placed; providing for written notice to landowners within a mile radius of the poison station and to those pasturing domestic animals in the vicinity of the poison station and for the publication of notice of the poison station in a local newspaper; and requiring the written consent of the landowner before a poison station is baited; and providing for a penalty for violation of the provisions of the act."	80, 96.
117	Introduced by Smith and Wiedman: A bill for an act entitled: "An act to provide for the issue and sale by the State Board of Examiners of bonds for the purpose of erecting and furnishing a State Laboratory building as an adjunct to the State Capitol building as an addition to bonds already authorized to be issued and sold for the same purpose; designating the funds from which said bonds shall be paid; providing for a State Laboratory building interest and sinking fund; enumerating the powers and duties of the State Board of Examiners in carrying out the provisions of this act."	80, 404, 417, 422, 423, 507, 519, 520, 537, 569.

No.	Title of Bill	Page
118	Introduced by Goodwin: A bill for an act entitled: "An act to amend Section 26–1002 of the Revised Codes of Montana relating to the payment of cost bill to county wherein costs were incurred."	83, 99, 124, 145, 146, 150, 218.
119	Introduced by Tobin (Lewis & Clark): A bill for an act entitled: "An act to amend Sections 83–302, 83–303, Revised Codes of Montana, 1947, relating to citizenship and residence, rules for determining; providing for citizenship for members of the military services both active and retired, providing for rules of residence for members of military service who file certificate with the Secretary of State and pay a sum in lieu of taxes; providing for a fee and tax; providing for assessment of property within the State of Montana; providing for certificate for wife and dependents; providing for form of declaration of citizenship; providing for designation of county and municipality; providing for the effective date and repealing all acts and parts of acts in conflict herewith."	83, 125, 361.
120	Introduced by Schiltz and McElwain: A bill for an act entitled: "An act providing for the correction or retraction of any alleged libelous publication by any newspaper, magazine or periodical published in this state before any civil action shall be commenced therefore; providing for the time, method and manner of correcting the same and defining such correction or retraction; providing that such correction or retraction shall constitute a defense against the recovery of other than actual damages and for the mitigation thereof; defining innocent conduct of the proprietor, publisher, editor, writer or reporter of any newspaper, magazine or periodical published in this state, as a defense in any civil action for libel; providing that the plaintiff has the burden of proving intent to libel and actual damages; directing that invalidity of a part of this act shall not affect or impair the remainder; and repealing all acts and parts of acts in conflict herewith."	83, 361.
121	Introduced by Schiltz: A bill for an act entitled: "An act to amend section 11–1704, Revised Codes of Montana, 1947, relating to qualifications and salary of municipal judges."	84, 110.
122	Introduced by Schiltz: A bill for an act entitled: "An act to amend Section 93–2904, Revised Codes of Montana, 1947, relating to the venue of actions, and providing for the venue of all actions not covered by Sections 93–2901, 93–2902, and 93–2903, of the Revised Codes of Montana, 1947."	84, 235.
123	Introduced by Smith, Sykes, Graybill, Tobin (Lewis & Clark), Totten: A bill for an act entitled: "An act to amend Section 11–1831, Revised Codes of Montana of 1947, relating to days off duty with-	

No.	Title of Bill	Page
	out loss of compensation for members of the police force of cities of first and second class; and providing that each member shall be given one (1) day off duty in each six (6) day period without loss of compensation."	87, 127.
124	Introduced by Higgins and Nixon: A bill for an act entitled: "An act to amend Section 80–108, Revised Codes of Montana, 1947, relating to the admission of non-resident children to the School for the Deaf and Blind and advance payment of costs and repealing the provisions that Indian children who are wards of the United States shall be admitted to such school on the same terms as non-residents and providing for reimbursement to said school from the federal government."	87, 313, 367, 383, 386, 391, 538, 561, 562, 583.
125	Introduced by Dwyer: A bill for an act entitled: "An act relating to pleadings in civil actions, authorizing the adoption by reference of statements in a pleading in other parts thereof."	90, 110, 161, 181, 182, 183, 232, 234, 237, 286.
126	Introduced by Barnard: A bill for an act entitled: "An act to amend section 8 of Chapter 199, Laws of 1949, relating to the distribution of funds and reports to be required for the state public school equalization fund, to provide for a limit on the amount that any school district may receive from the state public school equalization fund."	90, 314, 383, 396, 399, 542.
127	Introduced by Anderson and Regan: A bill for an act entitled: "An act to amend Section 11–1821, Revised Codes of Montana, 1947, as amended by Section 1, Chapter 69, of the Session Laws of the Thirty-second Legislative Assembly, 1951, relating to payment of police reserves and providing that in any event, upon the death of any policeman or any officer of any city or town his surviving dependent widow shall be paid from the police reserves fund a sum equal to one-half the salary such policeman or officer was receiving during a stipulated period."	91, 140, 161, 179, 188, 189, 191, 374, 398, 399, 403, 426.
128	Introduced by McElwain: A bill for an act entitled: "An act to amend Section 15–801 of the Revised Codes of Montana of 1947, relative to the powers of corporations heretofore or hereafter organized under any of the laws of the State of Montana, whether formed and existing before or after the taking effect of the Codes on July 1, 1895, auth-	

No.	Title of Bill	Page
	orizing the furnishing or granting of pensions, insurance, stock purchase options and profit sharing to employees, and repealing all acts and parts of acts in conflict herewith."	91, 126, 182, 193, 194, 197, 363, 382, 383, 426.
129	Introduced by Sagunsky and Sippel: A bill for an act entitled: "An act to amend Section 82–806, Revised Codes of Montana, 1947, by providing that the State Apiarist shall have the power to inspect apiaries; and to amend Section 82–807, Revised Codes of Montana, 1947, relating to registration of bee locations by providing for forfeiture of locations under certain circumstances and by providing for seizure of diseased equipment and by providing for the sale or transfer of bee locations; and to amend Section 82–809, Revised Codes of Montana, 1947, relating to the inspection of used beekeeping equipment transported into the state by providing for certification of the same as disease-free and by providing for quarantine of such equipment; and providing that this act shall be in full force and effect from and after its passage and approval."	91, 95, 117, 134, 135, 139, 270, 278, 286, 315, 329, 362.
130	Introduced by Emmons, Norby, Reed, McAndrews: A bill for an act entitled: "An act to provide for the issuance of identification cards to all persons attaining the age of twenty-one (21) years; fixing the fee therefor; providing that the county clerk and recorder accept applications and forward the same to the Montana Liquor Control Board who shall issue such identification cards to qualified applicants; providing for and defining the data which such cards shall contain; providing for penalties for the violation of the provisions of the act; providing effective date of act; and repealing all acts and parts of acts in conflict therewith."	91, 185, 210, 224, 227, 381, 394.
131	Introduced by Pfohl: A bill for an act entitled: "An act to amend Section 91–404 of the Revised Codes of Montana, 1947, relating to succession; providing that illegitimate children inherit in certain events; providing that the issue of all marriages null in law or dissolved by divorce, or where marriage is annulled, are legitimate; repealing Section 48–204, Revised Codes of Montana, 1947, and all other acts and parts of acts in conflict therewith."	93, 110, 161, 181, 182, 184, 457.
132	Introduced by Fulton and Brownfield: A bill for an an act entitled: "An act amending Section 84–4905 of the Revised Codes of Montana, 1947, relating to income taxation, methods of reporting income,	

No.	Title of Bill	Page
	the use of inventories in determining income and relating to final closing return of decedents, providing for recognition of cash basis as a proper method of accounting for livestock growers, and repealing all acts and parts of acts in conflict herewith."	93, 118, 217.
133	Introduced by Brownfield: A bill for an act entitled: "An act amending Section 79–902, Revised Codes of Montana, 1947, granting authority to the State Board of Examiners to authorize expenditures to be made or liabilities to be incurred in any fiscal year by educational institutions, state institutions, departments, boards, commissions, or bureaus to meet unforseen and unanticipated emergencies; providing for written applications for such authorization to be made by such institutions, departments, boards, commissions and bureaus, and specifying the contents of such applications; limiting the aggregate total amount of such emergency expenditures, inclusive of all liabilities to be incurred, to a maximum of one hundred fifty thousand dollars ($150,000.00) in any fiscal year; and repealing all acts and parts of acts in conflict herewith."	93, 177, 201, 209, 215, 564.
134	Introduced by Pfohl and Armstrong: A bill for an act entitled: "An act providing for appointment of an interim committee to revise and recodify the Montana fish and game laws, known as Title 26, Revised Codes of Montana, 1947, and all acts amendatory thereto."	94, 99, 117, 134, 135, 139, 507, 518, 523, 532, 536, 558.
135	Introduced by Walton and Peters: A bill for an act entitled: "An act to amend Section 32–314, Revised Codes of Montana, 1947, relating to inspection of highways and construction work—compensation, and repealing all acts and parts of acts in conflict herewith."	96, 178, 201, 209, 210, 221.
136	Introduced by Walton and Peters: A bill for an act entitled: "An act to amend Section 16–912, Revised Codes of Montana, 1947, as amended by Chapter 100 of the Thirty-second Legislative Assembly of the State of Montana, 1951, relating to compensation and mileage of members of Boards of County Commissioners, and repealing all acts and parts of acts in conflict herewith."	97, 178, 179, 206, 234, 254, 255, 259, 320.
137	Introduced by Sagunsky, Sax, Beck: A bill for an act entitled: "An act to amend Section 53–106 of the Revised Codes of Montana, 1947, relating to number plates."	97, 126, 177, 188, 194, 198, 294, 315, 329, 362.

No.	Title of Bill	Page
138	Introduced by Emmons, Steel, Iten, Durkee, Hess, Cavanaugh: A bill for an act entitled: "An act prohibiting employers from requiring employees or applicants for employment to pay the cost of medical examinations and records thereof as a condition of employment and prescribing penalties for the violation thereof."	97, 189, 230, 244, 245, 252, 363, 370, 371, 381, 382, 383, 426.
139	Introduced by Babcock, O'Connor, Beck, Juedeman: A bill for an act entitled: "An act to amend Sections 53–114, 53–121 and 53–129, Revised Codes of Montana, 1947, relating to registration of motor vehicles to provide for the registration of all motor vehicles; to provide for proportional registration in this state of fleets of two or more vehicles engaged in interstate commerce; to authorize the registrar of motor vehicles to enter into reciprocal agreements or make declaration as to reciprocity providing for complance with the registration requirement of vehicles between the various states, territories, the District of Columbia, foreign countries or provinces; and repealing all acts or parts of acts in conflict therewith."	97, 161, 201, 224, 241, 269, 278, 290, 291, 297, 541, 572, 573, 576, 583.
140	Introduced by Higgins and Nixon: A bill for an act entitled: "An act amending Section 71–211, Revised Codes of Montana, 1947, relating to the State Welfare Board acting as the agent of the federal government in matters of public welfare and in the administration of any federal funds granted to the state to aid in the purposes and functions of the state department and providing for the federal government to reimburse counties in lieu of taxes on trust lands held by Indians where the county grants general relief to ward Indians."	97, 207, 245, 263, 264, 275, 496, 514, 515, 519, 558.
141	Introduced by Wood (on request): A bill for an act entitled: "An act to provide for the establishment of secondary "A" and secondary "B" highways by the State Highway Commission; to provide for rules and regulations for the establishment and maintenance thereof; to provide for the division of the secondary highway funds between secondary "A" and secondary "B" highways; giving authority to the State Highway Commission to fix the standards of secondary highways; and providing for the expenditure of the moneys allocated to the secondary "A" highways fund in accordance with rules based on the incompleted mileage of said highways at the beginning of any fiscal year."	97, 217.

No.	Title of Bill	Page
142	Introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An act to amend Section 5–905 of the Revised Codes of Montana, 1947, to fix the amount of fees to be paid by cities and towns of the State of Montana, for examinations."	97, 103, 124, 145, 146, **150**, 363, 381, 382, 383, 426.
143	Introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An act to amend Section 5–904 of the Revised Codes of Montana, 1947, to alter the scale of payments to be made to the State Treasurer for examinations based upon taxable valuations of county property."	97, 103, 124, 145, 146, **151**, 363, 381, 382, 383, 426.
144	Introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An act to amend Section 5–906 of the Revised Codes of Montana, 1947, to fix the scale of fees for examinations to be paid by county free high schools on the basis of student registration."	98, 103, 124, 144, 146, **151**, 363, 381, 382, 383, 426.
145	Introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An act to amend Subsection Three of 11–1923, of the Revised Codes of Montana, 1947, as previously amended by Chapter 39 of the Session Laws of 1947, relating to the schedule of fees to be paid to the State Treasurer for examinations of the accounts of the Fire Department Relief Association."	98, 103, 135, 145, 146, **151**, 363, 370, **371**, 403, 412, 465.
146	Introduced by Toole, Reed: A bill for an act entitled: "An act to amend Section 10–622, of the Revised Codes of Montana, 1947, as amended by Chapter 27 of the Session Laws of the State of Montana, 1951, providing for an increase in the maximum salary which can be paid to the chief probation officer and further providing for an increase in the maximum salary which can be paid to deputy probation officers, providing for an effective date of this act and repealing all acts and parts of acts in conflict herewith."	100, 270, 295, 329, **348**, 457, 470, 471, 479, 525.
147	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act to amend Title 91. Section 4425 (91–4425) of the Revised Codes of Montana, 1947, relating to inheritance tax of non-residents and issuing consents to transfer property, by requiring the payment of a five dollar ($5.00) fee for each consent."	100, 103, 118, 177.

No.	Title of Bill	Page
148	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act to amend Section 84-5403 of the Revised Codes of Montana, 1947, as amended by Chapter 57, Laws of the Thirty-second Legislative Assembly, relating to the computation of the net proceeds tax on mining operations by providing that moneys expended by coal mine operators for payments to miners' welfare and retirement funds when provided for in wage contracts between operators and employees shall be included among the costs to be computed in determining net proceeds of operations."	100, 177.
149	Introduced by Smith and Haines (Missoula): A bill for an act entitled: "An act to amend Section 25-306 of the Revised Codes of Montana of 1947, as amended by Chapter 175 of the Session Laws of Montana, 1949, relating to salaries of justices of the peace in certain townships and providing for an increase in such salaries."	100, 140, 177, 188, 189, 192, 242, 268, 363, 381, 382, 383, 426.
150	Introduced by Nybo and Omholt: A bill for an act entitled: "An act to amend Chapter 204 of the Laws of the Thirty-second Legislative Assembly of the State of Montana, known as the Motor Vehicle Safety Responsibility Act, by amending Section 1, Subsection 9, defining 'operator'; Section 2, Subsection (B) relating to the salary of the executive assistant; Section 7, Subsection 3, relating to suspension of registration or non-resident's operating privilege; Section 17, relating to proof required upon certain convictions, Subdivision (A) and (D); Section 31, relating to the surrender of license and registration, and adding to Section 32 a new Subsection (E) relating to penalties affecting an unlicensed operator or owner of a motor vehicle; repealing all acts and parts of acts in conflict herewith and providing for the effective date of this act."	100, 190.
Sub. 150	Introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An act to amend Chapter 204 of the Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, known as the Motor Vehicle Safety Responsibility Act, by amending Section 1, defining 'operator'; and by amending Section 7, relating to suspension of registration of nonresident's operating privilege; and by amending Section 17, relating to proof required upon certain convictions; and by amending Section 31, relating to the surrender of license and registration; repealing all acts and parts of acts in conflict therewith, and providing for the effective date of this act."	190, 191, 230, 244, 245, 253, 254, 382.
151	Introduced by Juedeman, O'Connor, Dwyer: A bill	

No.	Title of Bill	Page
	for an act entitled: "An act to amend Section 80–210 of the Revised Codes of Montana, 1947, pertaining to the admission of patients to Montana State Tuberculosis Sanitarium and repealing all acts and parts of acts in conflict herewith."	100, 126, 177, 188, 189, 192, 374, 382, 383, 474, 488, 498, 514, 515, 519, 558.
152	Introduced by O'Connor: A bill for an act entitled: "An act to amend Sections 11–2008 and 11–2010, Revised Codes of Montana, 1947, relating to the creation, government, equipment of rural fire districts; to provide for the dissolution and change of boundaries of such fire districts; to provide for the entering into contracts between such fire districts and city and town councils for mutual fire protection; to provide for a special tax levy to operate such fire districts, and to provide for special bond issues to supply fire protection facilities in rural fire districts."	100, 178, 210, 224, 228, 363, 370, 371, 453, 454, 455, 484.
153	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26–128 of the Revised Codes of Montana, 1947, relating to the posting and publication of orders, rules, and regulations of the Fish and Game Commission."	104, 118, 161, 181, 182, 183, 567.
154	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26–201 of the Revised Codes of Montana, 1947, as amended by Chapter II of the Laws of 1951 relating to definitions, to include bison or buffalo on the game animal list and to remove raccoon from the game animal list."	104, 118, 161, 181, 182, 184, 256, 264, 269, 294.
155	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26–301 of the Revised Codes of Montana, 1947, relative to the restrictions of manner of taking and possessing fish and game and powers of the Commission relating thereto, to repeal provisions in paragraph five (5) relating to catching fish in the Yellowstone, Missouri, Kootenai, Powder River, Little Powder, Little Missouri River and Box Elder creek in Carter county, Beaver creek in Wibaux county, O'Fallon creek in Fallon county and certain other streams, and to authorize the Commission to designate streams where set lines may be used to catch game or non-game fish."	104, 118, 177, 193, 194, 198, 545, 555, 559, 580, 581, 587, 591.

No.	Title of Bill	Page
156	Introduced by Seifert: A bill for an act entitled: "An act validating sales of Carey Act Lands and water rights appurtenant thereto, or of Carey Act Lands and water rights appurtenant thereto and other lands and water rights appurtenant thereto, made prior to January 1, 1943, under judgment or decree of foreclosure."	104, 163, 201, 209, 210, 221, 374, 392, 394, 403, 426.
157	Introduced by Seifert: A bill for an act entitled: "An act validating patents heretofore issued by the State of Montana under the Carey Act to any entryman or to any person, company of persons, association or incorporated company, including the lien holder whoever he, they or it may be, who had prior to the issuance of patent purchased such land at sheriff's sale and who had acquired sheriff's deed therefor or who had acquired the land by conveyance from the entryman (in lieu of foreclosure), and providing that such patent shall be conclusive evidence that all requirements under the Carey Act have been performed by a bona fide Carey Act entryman prior to the issuance of patent."	104, 163, 194, 208, 209, 210, 221, 374, 392, 394, 403, 426.
158	Introduced by Rimel (by request): A bill for an act entitled: "An act relating to restoration to capacity of a person who has been declared insane or incompetent; providing that a certificate from a state hospital for the insane, or a hospital or facility of the Veterans' Administration filed with the clerk of the district court of the county from which said person was committed shall have the same force and effect as a judgment of restoration to capacity; and providing that the clerk shall file and index and no fee shall be charged for so doing."	105, 125, 177, 193, 194, 198, 250.
159	Introduced by Walton, McAndrews, Sippel: A bill for an act entitled: "An act to amend Section 75–4231 of the Revised Codes of Montana of 1947, as amended by Section 2, Chapter 106, Laws of Montana, 1951, relating to the letting of contracts by school trustees with and without advertising for bids."	105, 189, 223, 224, 239, 574.
160	Introduced by Sykes: A bill for an act entitled: "An act to amend Section 4–333 of the Revised Codes of Montana of 1947, relating to the qualifications of retail licensee; under the Montana Beer Act relating to the number of licenses and restricting licenses for off-premises consumption; prohibiting off-premises consumption sales at a price in excess of 25% above cost; defining cost."	105, 186, 592.

No.	Title of Bill	Page
161	Introduced by Graybill: A bill for an act entitled: "An act to amend Sections 11–726 and 11–728 of the Revised Codes of Montana, 1947, and Sections 11–725, 11–729 and 11–731 of the Revised Codes of Montana, 1947, as amended by Chapter 115 of the Laws of the Thirty-second Legislative Assembly, 1951, pertaining to the salaries and qualifications of mayor, aldermen, city attorney, city clerk, police judge and city treasurer, and repealing all acts and parts of acts in conflict herewith."	105, 163, 194, 208, 209, 214, 436, 443, 454, 455, 459, 484.
162	Introduced by Graybill: A bill for an act entitled: "An act to amend Section 11–1604 of the Revised Codes of Montana, 1947, relating to when judge or police court cannot act, to provide for calling in justice of the peace or qualified elector to act, and repealing all acts or parts of acts in conflict herewith."	105, 162, 189, 200, 201, 204, 250.
163	Introduced by Committee on Liquor Control: A bill for an act entitled: "An act to amend certain sections of Chapters 1, 2 and 4 of Title 4 of the Revised Codes of Montana, 1947, by eliminating therefrom those provisions relating to state liquor stores, state vendors and the permit system, and by providing that the Montana State Liquor Control Board shall be the wholesale liquor monopoly, and that retail liquor sales shall be made by retail liquor licensees of the board, and by delegating to the board the right to fix wholesale and retail prices of liquor, and to fix a maximum retail selling price, and, specifically, to amend and repeal the following listed statutes of the Revised Codes of Montana, 1947: To amend Section 4–101, R. C. M., 1947, as amended by the Session Laws of 1951, relating to declaration of policy and matters of regulation under the state liquor control act by providing the scope of control of the board; to amend Section 4–102, R. C. M., 1947, as amended by the Session Laws of 1951, by defining the terms used in the state liquor control act of Montana; to amend Section 4–107, R. C. M., 1947, as amended by the Session Laws of 1951, by providing that the board shall have general control of the warehouses of the board and may delegate the same to the State Liquor Administrator; to amend Section 4–108, R. C. M., 1947, as amended by the Session Laws of 1951, by eliminating therefrom any reference to state vendors and their salaries; to amend Section 4–112, R. C. M., 1947, by setting forth the functions, powers and duties of the board; to amend Section 4–113, R. C. M., 1947, by providing what regulations may be made by the board and the scope thereof; to amend Section 4–114, R. C. M., 1947, as amended by the Session Laws of 1949, by providing that the board may fix the prices at which liquor may be sold to retail	

No.	Title of Bill	Page
	liquor licensees; to amend Section 4–119, R. C. M., 1947, by eliminating all reference to state stores; to amend Section 4–122, R. C. M., 1947, by providing that liquor may be carried or conveyed to and from the premises of a retail liquor licensee; to amend Section 4–128, R. C. M., 1947, relating to consumption of liquor by eliminating reference to permits; to amend Section 4–134, R. C. M., 1947, relating to sale of liquor by druggists by eliminating all references to permits and state liquor stores; by creating a new section to be added to Chapter 1 of Title 4, R. C. M., 1947, to be known as Section 4–135.1, to provide that members of the clergy may purchase sacramental wine in accordance with regulations of the board; to amend Section 4–136, R. C. M., 1947, by providing when physicians may be allowed to have and charge for liquor; to amend Section 4–137, R. C. M., 1947, by providing when dentists may be allowed to have and charge for liquor; to amend Section 4–138, R. C. M., 1947, by providing when veterinarians may have and charge for liquor; to amend Section 4–139, R. C. M., 1947, by providing when hospitals and sanitariums may have and charge for liquor; to amend Section 4–141, R. C. M., 1947, relating to preparation not subject to act by eliminating therefrom all reference to state liquor stores; to amend Section 4–150, R. C. M., 1947, relating to lawful sale of liquor and possession thereof by providing liquor within the state must be purchased from a retail liquor licensee; to amend Section 4–152, R. C. M., 1947, by providing that retail liquor licensees shall sell liquor only at the places and times authorized by the act and the regulations; to amend Section 4–157, R. C. M., 1947, relating to acquisition of liquor under seal by providing that all liquor packages must be sealed with the official seal; to amend Section 4–159, R. C. M., 1947, relating to consumption of liquor in public places by providing when liquor may be consumed in a public place; to amend Section 4–160, R. C. M., 1947, by providing retail liquor licensees shall not sell any liquor to intoxicated persons; to amend Section 4–161, R. C. M., 1947, relating to age limit for sale of liquor by eliminating therefrom all reference to vendors and substituting retail liquor licensee; to amend Section 4–164, R. C. M., 1947, relating to interdicted persons by providing that the same may not be found upon the premises of any retail liquor licensee; to amend Section 4–169, R. C. M., 1947, relating to liquor in hotels by eliminating therefrom all reference to permits; to amend Section 4–201, R. C. M., 1947, relating to order of interdiction by eliminating therefrom all reference to permits; to amend Section 4–202, R. C. M., 1947, relating to order of interdiction by eliminating therefrom all reference to permits; to amend Section 4–203, R. C. M., 1947, relating to order of interdiction by eliminating therefrom all reference to vendors; to amend Section 4–204, R. C. M., 1947,	

No.	Title of Bill	Page
	relating to order of interdiction by eliminating therefrom all reference to vendors; to amend Section 4–211, R. C. M., 1947, relating to disposal of forfeited liquor by eliminating therefrom all reference to state liquor stores; to amend Section 4–227, R. C. M., 1947, as amended by the Session Laws of 1949, relating to reports to State Examiner by eliminating therefrom all reference to vendors; to amend Section 4–228, R. C. M., 1947, relating to expenses of administering act by eliminating therefrom all reference to state liquor stores; to amend Section 4–229, R. C. M., 1947, relating to disposition of monies by eliminating therefrom all reference to state liquor stores; to amend Section 4–401, R. C. M., 1947, relating to declaration of policy as to sale of liquor under the Montana Retail Liquor License Act by setting forth such policy; to amend Section 4–402, R. C. M., 1947, by setting forth the definitions used in the Montana Retail Liquor License Act; to amend Section 4–409, R. C. M., 1947, relating to sale of liquor in railroad cars by eliminating therefrom all reference to state liquor stores; to amend Section 4–416, R. C. M., 1947, relating to sales of liquor by the board and the price thereof by providing that the board, except in certain instances, shall sell liquor only to licensees at the wholesale price fixed by the board and for cash and by providing that the board shall fix and determine the maximum retail selling price of all liquors sold for off-premises consumption by licensees; to amend Section 4–417, R. C. M., 1947, relating to excise liquor tax by providing that the board shall charge, receive and collect excise tax at the rate of eight per cent (8%) of the wholesale selling price on all liquor; to amend Section 4–418, R. C. M., 1947, relating to invoices of sale by eliminating therefrom all reference to state liquor stores; to amend Section 4–419, R. C. M., 1947, relating to sale of liquor not purchased from Montana Liquor Control Board by providing that licensees must purchase all liquor from the board and providing a penalty for violation thereof; to amend Section 4–421, R. C. M., 1947, by providing that it shall be unlawful for any licensee to sell liquor for off-premises consumption for a sum more than the maximum retail selling price as established by the board; to amend Section 4–424, R. C. M., 1947, relating to the powers of the board to make rules and regulations by eliminating therefrom all reference to state liquor stores; and repealing Section 4–103, R. C. M., 1947, relating to the divisions of the State Liquor Control Act of Montana; and repealing Section 4–115, R. C. M., 1947, relating to vendors; and repealing Section 4–116, R. C. M., 1947, relating to sale of liquor by vendors; and repealing Section 4–117, R. C. M., 1947, relating to reduction for quantity sales of liquor; and repealing Section 4–118, R. C. M., 1947, relating to sale by vendor on physicians' prescriptions; and repealing Section 4–120, R. C. M., 1947, relating to con-	

No.	Title of Bill	Page
	sumption of liquor on premises of state store; and repealing Section 4–121, R. C. M., 1947, relating to when sale of liquor by state stores is forbidden; and repealing Section 4–123, R. C. M., 1947, relating to liquor permits; and repealing Section 4–124, R. C. M., 1947, relating to expiration of liquor permits; and repealing Section 4–125, R. C. M., 1947, relating to transfer of liquor permits; and repealing Section 4–126, R. C. M., 1947, relating to signature of applicant for liquor permit; and repealing Section 4–127, R. C. M., 1947, relating to limitation of liquor permits and replacement thereof; and repealing Section 4–129, R. C. M., 1947, relating to suspension or cancellation of liquor permit; and repealing Section 4–130, R. C. M., 1947, relating to duties of holder of liquor permit; and repealing Section 4–131, R. C. M., 1947, relating to vendor retaining liquor permits presented by unauthorized persons; and repealing Section 4–132, R. C. M., 1947, relating to issuance of permits to forbidden persons; and repealing Section 4–133, R. C. M., 1947, relating to club licenses; and repealing Section 4–162, R. C. M., 1947, relating to securing liquor for person whose permit is suspended or cancelled; and repealing Section 4–165, R. C. M., 1947, relating to when application for permit may be made after cancellation; and repealing Section 4–166, R. C. M., 1947, relating to purchase of liquor under unauthorized permit; and repealing Section 4–168, R. C. M., 1947, relating to permit holders purchasing liquor; and repealing Section 4–234, R. C. M., 1947, relating to what officers may administer oaths and may issue permits; and repealing Section 4–422, R. C. M., 1947, relating to employees of board dealing in liquor; and repealing all acts and parts of acts in conflict herewith; and provided that the invalidity or unconstitutionality of any part of this act shall not affect the remainder of this act."	105, 107, 249, 270, 295, 350, 351, 366.
164	Introduced by McElwain and Armstrong (by request): A bill for an act entitled: "An act relating to game animals; empowering the State Fish and Game Commission to issue special permits for the killing or taking of certain game animals when such animals are increasing in number and damaging property; defining the terms used in this act and repealing Sections 26–601, 26–602, 26–603, and 26–605, of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith."	108, 147, 177, 184, 193, 194, 199, 256, 264, 269, 294.
165	Introduced by Goodwin: A bill for an act entitled: "An act to amend Section 31–115 of the Revised Codes of Montana, 1947, relating to the payment of court costs, fees and expenses of counties and	

No.	Title of Bill	Page
	providing payment of cost bill to county wherein costs were incurred."	108, 140, 161, 181, 182, 242.
166	Introduced by MacDonald and McElwain: A bill for an act entitled: "An act relating to the creation of the Montana Legislative Council; declaring the purposes of this act; creating the Montana Legislative Council; and prescribing the powers and duties of said Montana Legislative Council and appropriating funds for the expenses thereof."	108, 236, 270, 315, 317, 323, 507, 518, 521, 543, 544, 548, 550, 566, 592.
167	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–1534 of the Revised Codes of Montana, 1947, providing for the payment of necessary traveling expense of the County Superintendent of Schools in the discharge of her duties, including attendance at the annual meeting of Montana School Boards Association."	108, 190, 230, 244, 245, 252, 574.
168	Introduced by McDonnell and Mahoney: A bill for an act entitled: "An act authorizing Boards of County Commissioners to create a snow removal fund by levy and assessment of taxes therefor; providing that such funds shall be used solely for the purpose of operation in the removal of snow from county roads and highways; limiting the amount of such fund to the purposes of the act; and repealing all acts and parts of acts in conflict herewith."	108, 156, 194, 208.
169	Introduced by McDonnell and Mahoney: A bill for an act entitled: "An act authorizing city and town council to create a snow removal fund by levy and assessment of taxes therefor; providing that such funds shall be used solely for the purpose of operation in the removal of snow from streets and alleys; limiting expenditures from such fund to the purposes of the act; and repealing all acts and parts of acts in conflict herewith."	108, 194, 208.
170	Introduced by McAndrews and Cavanaugh: A bill for an act entitled: "An act to amend Section 4–114, Revised Codes of Montana, 1947, as amended by Chapter 162, of the Laws of the Thirty-first Legislative Assembly, 1949, relating to the sale of liquor by 'state liquor stores' and providing for the allowance of a discount of ten percentage (10%) of the gross amount of a separate order, whenever such separate order equals or exceeds five hundred dollars ($500.00), and prohibiting the combining of two or more orders to equal five hundred dollars ($500.00)."	108, 246, 481.
171	Introduced by Peters and Bricker: A bill for an act	

No.	Title of Bill	Page
	entitled: "An act to amend Section 10–622 of the Revised Codes of Montana, 1947, providing for increased compensation of probation officers and deputy probation officers in counties of first and second class."	111, 235.
172	Introduced by Taylor: A bill for an act entitled: "An act to levy a tax on petroleum products."	111.
173	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 3–2009, Revised Codes of Montana, 1947, relating to offenses and penalties—condemnation of feeds."	111, 236, 270, 315, 317, 324, 418.
174	Introduced by Fulton: A bill for an act entitled: "An act relating to exploration for petroleum products and providing for the filling and sealing of exploration holes and providing for penalties for violation of the provisions of this act and relating to the powers and duties of the Oil Conservation Board of the State of Montana."	111, 250, 255, 278, 283, 287, 541.
175	Introduced by Regan, Steel, Anderson: A bill for an act entitled: "A bill to amend Section 84–1802, Revised Codes of Montana, 1947, as amended by Chapter 202, Laws of the Thirty-first Legislative Assembly, 1949, relating to the statements to be filed by gasoline dealers with the State Board of Equalization."	111, 235, 291, 360, 383, 384, 391, 550, 577, 578, 584, 587.
176	Introduced by Sippel, Omholt, Haines (Flathead), Purdy: A bill for an act entitled: "An act to amend Section 26–222 of the Revised Codes of Montana, 1947, relating to compensation and duties of licensed agents selling fishing and hunting licenses; providing for the sum of fifteen cents (15¢) for each license issued."	111, 146, 189, 200, 201, 204, 205, 283.
177	Introduced by Omholt, Sippel, Haines (Flathead), Purdy: A bill for an act entitled: "An act to amend Section 26–208 of the Revised Codes of Montana, 1947, relating to temporary non-resident fishing licenses; providing for an increase of license fee to the sum of three dollars ($3.00) and extending the period of the license to six (6) days."	111, 147, 189, 200, 201, 204, 567, 577, 578, 584, 587.
178	Introduced by Steel, Atkinson, Corcoran: A bill for an act entitled: "An act providing for the non-partisan nomination and election of the State Superintendent of Public Instruction and all County Superintendents of Schools; prescribing the form and contents of the nominating petitions for said offices, the place of filing the same, the	

No.	Title of Bill	Page
	fee therefor, and the entry to be made in the 'Register of Candidates for Nomination'; eliminating party designation from the arrangement and certification of the names of such candidates; providing the method of preparation and distribution of primary ballots and the voting, counting and canvassing thereof; providing the method of determining the nomination of candidates and the preparation of official ballots for the general election; providing for determination of a tie vote by lot; prescribing the method of filling vacancies caused by death or disqualification; making it unlawful for political parties to endorse candidates for such offices and making it a misdemeanor to participate in such endorsement; prescribing the arrangement of ballots for voting machines; and repealing all acts and parts of acts in conflict herewith."	111, 268.
179	Introduced by Fulton, Hilger, Haines (Prairie), Babcock, Hanson: A bill for an act entitled: "An act to amend Sections 93–9902, 93–9903, 93–9908, 93–9911, 93–9912, 93–9915 and 93–9920 of the Revised Codes of Montana of 1947, all relating to the right of eminent domain, and to enact other provisions relating thereto, said amendments and additional enactments relating to and providing for the condemnation of sands, strata and formations in land for use as underground gas storage reservoirs and other property for use in connection therewith."	112.
Sub. 179	Introduced by Committee on Oil and Gas: A bill for an act entitled: "An act to amend Sections 93–9902, 93–9903, 93–9908, 93–9911, 93–9912, 93–9915 and 93–9920 of the Revised Codes of Montana of 1947, all relating to the right of eminent domain, and to enact other provisions relating thereto, said amendments and additional enactments relating to and providing for the condemnation of sands, strata and formations in land for use as underground gas storage reservoirs and other property for use in connection therewith."	312, 314, 373, 394, 403, 406, 409, 550, 555, 557, 567, 576, 585, 590, 592, 594.
180	Introduced by McAndrews: A bill for an act entitled: "An act to amend Section 75–3405, Revised Codes of Montana, 1947, as amended by Chapter 189 of the Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, relating to contracts for transportation of school children, and repealing all acts and parts of acts in conflict herewith."	112, 266, 357, 369, 373, 378, 526, 533, 535, 556, 561, 562, 583.
181	Introduced by MacDonald: A bill for an act entitled: "An act to amend Section 79–902, Revised Codes of Montana, 1947, relating to emergency expendi-	

No.	Title of Bill	Page
	tures in excess of appropriations, providing for a careful study and examination of the request by the Legislative Council, and providing for the authorization of such expenditures by the State Board of Examiners and further providing for the reporting of such expenditures by the said Board to the Legislature and repealing all acts in conflict herewith."	112, 210, 255, 278, 274, 287, 545, 565, 568, 583.
182	Introduced by Gebhardt: A bill for an act entitled: "An act to amend Section 75–4704 of the Revised Codes of Montana, 1947, providing that school officers, and teachers shall not act as agents, salesmen or solicitors, for the sale of school books, maps, charts, school library books, musical instruments, accessories, school furniture, etc., and providing for a penalty therefor."	112, 313, 367, 391, 396, 400.
183	Introduced by MacDonald, Wiedman, Reed, Hilger: A bill for an act entitled: "An act to amend Sections 69–801, 69–802, 69–803, 69–804, 69–805, 69–806, 69–807, 69–808, 69–811 and 69–812 of Chapter 8 of the Revised Codes of Montana, 1947, relating to the creation and supervision of full-time county and district health departments and boards and providing for the addition to and withdrawal from existing full-time county and district health departments and boards, providing for a treasurer for such full-time health departments and boards, and providing for contractual agreements between counties and such full-time health departments and boards."	114, 313.
184	Introduced by Graybill: A bill for an act entitled: "An act to repeal Section 93–100–5 of the Revised Codes of Montana of 1947, relating to return by Clerk of District Court of changes of names, and for publication of such returns."	114, 212.
185	Introduced by Gunderson, O'Connor, Marsenich, Juedeman, Emmons: A bill for an act entitled: "An act to amend Section 59–510 (453) of the Revised Codes of Montana of 1947, as amended by Chapter 22, Laws of 1951, relating to office hours of public officers."	114, 212, 226, 313.
186	Introduced by Gunderson, O'Connor, Marsenich, Juedeman, Emmons: A bill for an act entitled: "An act to amend Section 16–2414 (4736), Revised Codes of Montana, 1947, as amended by Chapter 108, Laws of 1949, relating to the hours when certain county officers shall keep their offices open, and repealing all acts and parts of acts in conflict herewith."	114, 157.
187	Introduced by Pierce and Anderson: A bill for an act entitled: "An act to appropriate the sum of fifteen thousand dollars for the purpose of repay-	

No.	Title of Bill	Page
	ment to merchants of trade stimulators, who have paid the State Board of Equalization, for license stamps which became valueless and unlawful when the Supreme Court of Montana declared such trade stimulators void, invalid and illegal."	114, 294, 361, 396, 403, 406, 411, 507, 532, 536, 558.
188	Introduced by Schiltz and Crist: A bill for an act entitled: "An act to amend Section 40–1914 of the Revised Codes of Montana, 1947, relating to real estate holdings permitted life insurance companies and repealing all acts and parts of acts in conflict herewith."	119, 231, 264, 290, 291, 297, 515, 545, 565, 568, 583.
189	Introduced by Wood and Graybill: A bill for an act entitled: "An act to amend Section 84–4905 of the Revised Codes of Montana of 1947, relating to inventories in income tax returns."	119, 217.
190	Introduced by Purdy: A bill for an act entitled: "An act to amend Chapter 7 of Title No. 82 of the Revised Codes of the State of Montana, 1947, pertaining to the State Board of Embalmers and Funeral Directors and the licensing of persons practicing embalming and serving as funeral directors, by amending Section 82–703 thereof, providing that applicants for an embalming license must, in addition to other stated qualifications be a graduate of and present a diploma from a duly accredited four-year high school and a school of mortuary science or embalming approved by a national accrediting authority acceptable to the board; and that applicants under twenty-one (21) years of age may take the examination as provided by the board but cannot be issued an embalmers license until becoming twenty-one (21) years of age."	119, 212, 255, 278, 291, 297, 496.
191	Introduced by Anderson, Toole, Regan: A bill for an act entitled: "An act to amend Section 53–122 of the Revised Codes of Montana, 1947, as amended by Chapter 221 of the Session Laws of the 32nd Legislative Assembly of the State of Montana. 1951, relating to registration fees of motor vehicles, fees therefor, disposal of the proceeds of such fees, including dealers registration and transfer thereof, providing for exemption for public owned vehicles; license or registration fees for trailers, semitrailers and tractors. definition for same; providing for transfer of funds from the motor vehicles fund of the Registrar of Motor Vehicles to the motor vehicle recording fund or motor vehicle administrative fund; providing for deposit of all fees, other than license fees, except dealer license fees, collected by the Registrar of Motor Vehicles, in said motor vehicle recording	

No.	Title of Bill	Page
	fund for the payment of expenses of the maintenance and operation of the department of the Registrar of Motor Vehicles; providing for the crediting of license or registration fees by the County Treasurers to the motor vehicle license fund of the county; providing for the use of such fund; providing fifty (50) per cent of the net license fees derived from owners residing within the boundaries of incorporated cities and towns to be held by the County Treasurer, segregated from other county road funds and designated as "City Road Fund," to be used in the incorporated cities and towns for construction, repair and maintenance of streets in such cities and towns; providing the balance of such net fees to be transmitted to the County Treasurer of the county from which the registration fee came, to be used by said county for construction, repair and maintenance of public highways except state and federal highways within the county; amending said section by including all cities and towns in the distribution of the net license fee returns in place of only cities of population of thirty-five thousand (35,000) or more within a radius of one (1) mile thereof; providing for waiver by cities and towns."	119, 217.
192	Introduced by Walton (by request): A bill for an act entitled: "An act to amend Section 16–3304 of the Revised Codes of Montana, 1947, relating to office and equipment to be furnished County Surveyor and providing for a suitable means of transportation; repealing all acts and parts of acts in conflict therewith."	119, 186.
193	Introduced by Walton (by request): A bill for an act entitled: "An act to amend Section 16–3303 of the Revised Codes of Montana, 1947, relating to the records, surveys and plats, etc., of county surveyors; repealing all acts and parts of acts in conflict therewith."	120, 186.
194	Introduced by Walton (by request): A bill for an act entitled: "An act to amend Section 16–3311 of the Revised Codes of Montana, 1947, relating to County Surveyors and providing that they shall inspect new work in progress under the direction of the County Commissioners, and providing that County Surveyors shall be chairmen of all boards of road reviewers; repealing all acts and parts of acts in conflict therewith."	120, 186.
195	Introduced by Pfohl (by request): A bill for an act entitled: "An act to amend Section 16–3305 of the Revised Codes of Montana, 1947, relating to County Surveyors; providing that they make surveys, keep record of them, and furnish copies of same; repealing all acts and parts of acts in conflict therewith."	120, 186.
196	Introduced by Pfohl (by request): A bill for an act entitled: "An act to repeal Sections 16–3301, 16–	

No.	Title of Bill	Page
	3306, 16–3309, and 16–3313 of the Revised Codes of Montana, 1947, relating to County Surveyors."	120, 186.
197	Introduced by Pfohl (by request): A bill for an act entitled: "An act to amend Section 25–235 of the Revised Codes of Montana, 1947, relating to fees of County Surveyors; providing for traveling expenses and expenses of field and office assistants, and repealing all acts and parts of acts in conflict therewith."	120, 231, 232, 317.
Sub. 197	Introduced by Committee on Townships and Counties: A bill for an act entitled: "An act to amend Section 25–235 of the Revised Codes of Montana, 1947, relating to fees of County Surveyors; providing for traveling expenses and expenses of field and office assistants, and repealing all acts and parts of acts in conflict herewith."	321, 383, 396, 400, 472, 484, 541, 561, 562, 583.
198	Introduced by Schiltz and McElwain: A bill for an act entitled: "An act providing for the furnishing of a bill of particulars to defendants charged with crime by indictment or information."	120, 236, 270, 315, 317, 324, 457.
199	Introduced by Hancock, Peters, Gebhardt, Fry, Schiltz, Crist, Hansen, Pierce: A bill for an act entitled: "An act to appropriate money to Eastern Montana College of Education as compensation for two small sections of its campus sold pursuant to provisions of Chapter 104, of the Session Laws of the State of Montana, 1951, which proceeds therefrom reverted to the general fund."	120, 357, 412, 417, 422, 423, 545, 555, 557, 567, 573, 580, 581, 585, 587, 591.
200	Introduced by Sippel: A bill for an act entitled: "An act to amend Section 4–403, of the Revised Codes of Montana, 1947, as amended by Chapter 164 Laws of the Thirty-first Legislative Assembly 1949, and by Chapter 144, Laws of the Thirty-second Legislative Assembly, 1951, relating to the powers of the Montana Liquor Control Board in the issuing of liquor licenses; providing that at least one license be issued to applicants doing business within the boundaries of towns of five hundred (500) inhabitants or less."	120, 157.
201	Introduced by Higgins: A bill for an act entitled: "An act to amend Chapter 203 of the Session Laws of the State of Montana, 1951, declaring that it is the legislative policy of the State of Montana to foster a program designed to permit the Indian citizens of Montana to take their rightful place in society and assume the rights, duties, and privileges of full citizenship; providing for the creation of the office of State Co-ordinator of Indian	

No.	Title of Bill	Page
	Affairs; providing for the duties and emoluments of such office; providing for the administration of loans to Indians; and appropriating monies for the purposes of this act."	120, 285, 295, 367.
202	Introduced by Barnard and Wilson: A bill for an act entitled: "An act to amend Section 46–2305 of the Revised Codes of Montana, 1947, as amended by Chapter 13 of the Session Laws of Montana, 1949, relating respectively to the appointment of the secretary of the Montana Grass Conservation Commission; the duties of said secretary; and the compensation of said secretary; and repealing all acts and parts of acts in conflict therewith."	121, 249, 270, 316, 317, 324, 456, 463, 466, 495, 500, 525.
203	Introduced by Smith, Totten, Tobin (Lewis & Clark), Rimel, Haines (Missoula), Toole: A bill for an act entitled: "An act to amend Sections 35–104 and 35–109 of the Revised Codes of Montana of 1947, relating to notice, hearing and creation of authority under the 'Housing Authorities Law,' submitting ordinance creating to the electorate and requiring approval of the electorate of the city before projects are undertaken."	121, 140, 182, 187, 200, 201, 247, 269, 283, 289, 413, 424, 435, 465.
204	Introduced by Schiltz and Beck: A bill for an act entitled: "An act to amend Section 93–2504, Revised Codes of Montana, 1947, relating to the time within which actions must be commenced, relating to real property; Section 93–2505, Revised Codes of Montana, 1947, relating to the time within which action must be commenced, relating to title or rents of real property, Section 93–2506, Revised Codes of Montana, 1947, relating to the time in which actions must be commenced after the entry upon real property, Section 93–2507, Revised Codes of Montana, 1947, relating to the presumption of legal title to real property, Section 93–2508, Revised Codes of Montana, 1947, relating to adverse possession of real property, Section 93–2512, Revised Codes of Montana, 1947, relating to adverse possession by former tenant of real property, Section 93–2513, Revised Codes of Montana, 1947, relating to payment of taxes on real property held adversely, Section 93–2515, Revised Codes of Montana, 1947, relating to the exclusion of certain disabilities in determining time in which actions may be commenced concerning real property; directing that invalidity of a part of this act shall not affect or impair the remainder, making this act effective upon July 1, 1953, and repealing all acts and parts of acts in conflict herewith."	121, 190, 230, 244, 245, 252, 575, 580, 581, 587, 591.

No.	Title of Bill	Page
205	Introduced by Haines (Flathead): A bill for an act entitled: "An act to amend Title 31, Section 31–105, Revised Codes of the State of Montana, 1947, as amended by Section 1, Chapter 187, Laws of Montana, 1951, of the Montana Highway Patrol, relating to qualifications of patrolmen, salary, probationary training, discharge, demotion, suspension, hearing, and providing for a maximum salary schedule; and repealing all acts and parts of acts in conflict therewith."	121, 225, 255, 278, 283, 289, 545, 555, 559, 577, 578, 584, 587.
206	Introduced by Pfohl (by request): A bill for an act entitled: "An act to amend Section 16–3302 of the Revised Codes of Montana, 1947, relating to County Surveyors and their duties; providing that County Surveyors work under the direction of County Commissioners; repealing all acts and parts of acts in conflict therewith."	121, 186.
207	Introduced by Reed, Tobin (Silver Bow), Bricker, Schiltz: A bill for an act entitled: "An act to appropriate funds for the continuance of the State Cerebral Palsy Center at Billings, Montana, for the biennium ending June 30, 1955."	121, 292, 367, 383, 389, 391.
208	Introduced by Cavanaugh, Johnson (Silver Bow), Marsenich: A bill for an act entitled: "An act to amend Section 69–202, Section 69–204, Section 69–205, Revised Codes of Montana, 1947, all relating to the division of Industrial Hygiene of the State Board of Health; providing for the protection of men and women who work, providing for the furnishing to people who work information on conditions of employment; providing for investigation and compilation of information concerning occupational diseases; providing for the furnishing of such information to workers affected thereby, to the Industrial Accident Board and the Commissioner of Labor and Industry; providing for a qualified inspector in the division of Industrial Hygiene; providing for the acceptance and use of any available federal funds to assist in such programs; repealing acts in conflict."	130, 361.
209	Introduced by Haines (Prairie), Hilger, Fulton: A bill for an act entitled: "An act relating to the registration within each county in the State of Montana for every person, corporation or association engaged in the drilling of holes in the ground for the purpose of seismic exploration for petroleum products and providing for the manner of registration and the penalties for failure to register therefor."	131, 293, 360, 383, 385, 391, 541.
210	Introduced by Juedeman, Peters, Seifert, Beck: A	

No.	Title of Bill	Page
	bill for an act entitled: "An act to amend Sections 82–1502, 82–1506, 82–1507, 82–1517, Revised Codes of Montana, 1947, as amended by Chapter 33, Laws of Montana, 1949, all relating to state hail insurance; increasing the maximum amount of insurance per acre; increasing the maximum loss payment per acre; increasing the limit of the reserve fund; and repealing all acts and parts of acts in conflict herewith."	131, 249, 357, 369, 373, 376, 538, 556, 561, 562, 583.
211	Introduced by Norby (by request): A bill for an act entitled: "An act relating to the application of primary election laws to cities and towns, and to provide for the abolition of the primary nominating election in cities and towns by submission of the matter to the legal voters thereof, and to provide that city elections shall be upon a non-partisan basis; and providing that after two years, the question may be resubmitted to the voters to determine if there shall be a return to the primary nominating elections."	131, 195, 234, 254, 255, 259, 405.
212	Introduced by Brownfield, Haines (Prairie): A bill for an act entitled: "An act to amend Section 84–1812, Revised Codes of Montana of 1947, relating to the distribution of proceeds of the gasoline license tax drawback fund."	131, 211, 255, 278, 316, 317, 327, 539.
213	Introduced by Omholt: A bill for an act entitled: "An act to amend Section 25–303, Revised Codes of Montana, 1947, relating to fees of justices of the peace in criminal actions; providing that justices of the peace may make a charge for forwarding reports to the Montana Highway Patrol."	131, 156, 194, 208, 209, 214, 250.
214	Introduced by Goffena, Corcoran, Phillips: A bill for an act entitled: "An act to amend Section 46–801, Revised Codes of Montana, 1947, as amended by Chapter 110 of the Thirty-first Legislative Assembly, 1949, relating to exemption from inspection saddle or work horses being transported from county to adjoining county on land owned or controlled by the owner for the purpose of tending and caring for livestock."	131, 156.
215	Introduced by Omholt, Nixon, Peters: A bill for an act entitled: "An act to authorize the State of Montana to become indebteded for the sum of three million dollars ($3,000,000.00) in excess of the constitutional limitation of indebtedness and over and above any bonded indebtedness heretofore incurred or created and for which the State of Montana is now obligated for the construction, repair and equipment of necessary buildings, other permanent improvements, acquisition of necessary grounds therefor for the Montana State	

No.	Title of Bill	Page
	Hospital for the Insane at Warm Springs, Montana, and the acquisition of farm lands to be used in connection therewith and for the support thereof; providing for the issuance of bonds in the name of the State of Montana as evidence of such indebtedness and for the sale thereof; prescribing the form of such bonds and providing for a levy of an annual tax sufficient to pay the principal thereof and the interest accruing thereon; and providing for a referendum of this act."	131, 359, 396, 403, 406, 407, 591, 592, 593, 594, 595, 597.
216	Introduced by McAndrews: A bill for an act entitled: "An act to amend Section 75–3412 of the Revised Codes of Montana, 1947, as amended by Chapter 189, Laws of 1951, relating to settlement of transportation matters and controversies, by providing for rules and regulations for determining residence of pupils."	132, 266, 357, 369, 373, 376, 526, 556, 561, 562, 583.
217	Introduced by Seifert: A bill for an act entitled: "An act to amend Section 45–502 of the Revised Codes of Montana, 1947, relating to mechanics' liens; providing for the perfecting of such lien, and extending the time for filing from ninety days to six months."	132, 235.
218	Introduced by Hanson, Schiltz: A bill for an act entitled: "An act to amend Section 66–1003 of the Revised Codes of Montana, 1947, relating to the examination and qualifications of applicants to practice medicine and surgery in the State of Montana; providing that a certificate be issued to practice medicine and surgery and that such certificate be issued only to citizens of the United States, or to those who have filed their declaration of intention to become a United States citizen, and repealing all acts and parts of acts in conflict therewith."	132, 190, 230, 244, 245, 253, 263.
219	Introduced by Norby: A bill for an act entitled: "An act to amend Section 11–1825, Revised Codes of Montana, 1947, said act being known as the 'metropolitan Police Law' raising the amount of contribution by police officers to the fund created by said act from 1½% to 3% of the monthly compensation of such police officers; repealing all acts or parts of acts in conflict therewith and providing for the effective date of this act."	132, 140, 177, 193, 194, 199, 374, 398, 399, 403, 426.
220	Introduced by Committee on Education (by request): A bill for an act entitled: "An act to amend Section 15 of Chapter 199 of the Session Laws of Montana, 1949, as amended by Section 15 of	

No.	Title of Bill	Page
	Chapter 208 of the Session Laws of Montana, 1951, relating to fixing the tax levy to provide for the foundation program and the approved additions thereto, without the necessity of a vote by the qualified electors."	137, 201, 234, 254, 255, 259, 541, 543, 547, 572, 573, 576, 583.
221	Introduced by Committee on Education (by request): A bill for an act entitled: "An act to amend Section 75–1723, Revised Codes of Montana, 1947, as amended by Section 10 of Chapter 199 of the Session Laws of Montana of 1949, and as amended by Section 2 of Chapter 208 of the Session Laws of Montana of 1951, and to amend Section 75–3801 of the Revised Codes of Montana, 1947, as amended by Section 12 of Chapter 199 of the Session Laws of Montana of 1949, and as amended by Section 1 of Chapter 210 of the Session Laws of Montana, 1951, providing for the levy of district school taxes for the foundation program and approved additions thereto, and providing for any additional tax levies to be voted upon by the electors."	137, 201, 209, 234, 254, 264, 276, 541, 543, 548, 558, 562, 567, 570, 585, 590, 592, 594.
222	Introduced by Anderson and Graybill: A bill for an act entitled: "An act to amend Section 25–309, of the Revised Codes of Montana, 1947, relating to fees of constables; providing for an increase in the salary of constables in townships having a population of 12,000 and not exceeding 20,000 people, from $900.00 per annum to $1,200.00 per annum, and in townships having a population of more than 20,000 people to $2,100.00 per annum."	137, 156, 194, 208, 215, 242.
223	Introduced by Graybill and Omholt: A bill for an act entitled: "An act to amend Sections 14–501, 14–502, 14–503, 14–504, 14–508, 14–510 and 14–528 of the Revised Codes of Montana, 1947, and Section 14–530 of the Revised Codes of Montana, 1947, as amended by Chapter 151, Laws of Montana, 1949. relating to rural electric co-operative, to include within the provisions of the Rural Electric Co-operative Act provisions for rural telephone co-operative non-profit membership corporations organized to furnish adequate telephone service in rural areas; repealing all acts and parts of acts in conflict herewith; and providing when act takes effect."	137, 245, 270, 316, 317.
224	Introduced by Omholt and Graybill: A bill for an act entitled: "An act to amend Section 81–803, Revised Codes of Montana, 1947, as amended by Chapter 99 of the Laws of Montana, 1951, relating to granting of easements for public purposes on	

No.	Title of Bill	Page
	state lands; to provide a method of application when the purpose of the application is for the construction and operation of telephone lines."	137, 245, 291, 329, 330, 348, 526, 533, 535, 561, 562, 583.
225	Introduced by Anderson and Bricker: A bill for an act entitled: "An act to amend Section 1 of Chapter 243, Laws of 1947, appearing as Section 4–104 to Section 4–108 of the Revised Codes of Montana, 1947, as amended by Section 1, Chapter 140, Laws of 1949, relating to salaries of state liquor store vendors and other employees of state liquor stores."	137, 186.
226	Introduced by Graybill and McElwain: A bill for an act entitled: "An act to amend Section 23–1006, Revised Codes of Montana, 1947, relating to time of state party conventions in presidential years, to provide optional time for holding said conventions."	137, 194, 234, 254, 255, 260, 374, 392, 394, 403, 426.
227	Introduced by Graybill: A bill for an act entitled: "An act to amend Section 91–1001 of the Revised Codes of Montana, 1947, relating to probate of foreign wills; to provide that no will of a resident of the State of Montana leaving property in Montana may be proved as a foreign will; repealing all acts and parts of acts in conflict therewith."	138, 190, 234, 254, 255, 260, 374, 398, 399, 403, 426.
228	Introduced by Emmons, Cavanaugh, McAndrews: A bill for an act entitled: "An act to amend Chapter 82 of the Montana Session Laws of 1937, as amended by Part IX of Chapter 5 of the Montana Session Laws of 1941, as amended by Chapter 216 of the Montana Session Laws of 1947 and as amended by Chapter 192 of the Montana Session Laws of 1949, by amending Sections 4 and 8 of Part IX of Chapter 5, of the Montana Session Laws of 1941, providing increased payments to persons having silicosis as defined in the act, by authorizing such additional appropriations as may be necessary to make such increased payments, and repealing all acts and parts of acts in conflict herewith."	138, 285, 294, 360, 383, 385, 391, 545, 563, 565, 583.
229	Introduced by Committee on Military Affairs: A bill for an act entitled: "An act to appropriate money for retirement of Montana Armory Board bonds; providing for the retirement of Montana Armory Board bonds and the disposition of the assets of the Montana Armory Board, and the abolishment of said Montana Armory Board."	138, 367, 412, 417, 419, 575, 577, 578, 584, 587.

No.	Title of Bill	Page
230	Introduced by MacDonald, Beck, Michels, Barrett, Emmons: A bill for an act entitled: "An act requiring every person, firm, association, joint-stock company and corporation engaging in or carrying on the business of producing, processing, manufacturing or refining of petroleum, petroleum products or derivatives drawn from its natural underground reservoir, in this state or imported into this state to pay to the State Treasurer for engaging in and carrying on such business, certain license taxes for the exclusive use and benefit of the State of Montana; figuring the amount of such license taxes; prescribing a method for the assessment and collection thereof; and prescribing penalties for violations of the provisions of this act."	138, 213, 358.
231	Introduced by Omholt, Wiedman, Gebhardt, Barrett: A bill for an act entitled: "An act relating to the creation of the Interim Committee to investigate subversive and un-American activities in the State of Montana; providing for the powers of said committee, and the rules governing its conduct; and appropriating funds for the expenses thereof."	138, 293, 367, 375, 397, 417, 422, 423, 538, 542, 545, 562, 565, 573, 574, 592.
232	Introduced by Sax, Tange, Michels. A bill for an act entitled: "An act to give the State Highway Commission authority to provide for the free use of any ferry or railroad bridge by pedestrians and vehicles and to expend state highway funds therefor."	142, 291.
233	Introduced by Tobin (Lewis & Clark) (by request): A bill for an act entitled: "An act to amend Section 46–1714 (3401) of the Revised Codes of Montana of 1947, relating to certain livestock not to run at large in municipalities, and providing for the impounding of the same within one (1) mile of the city limits of certain municipalities, and repealing all acts and parts of acts in conflict herewith."	142, 246.
234	Introduced by Haines (Prairie), Hilger, Steel, Haines (Flathead): A bill for an act entitled: "An act prohibiting the importation into Montana of farm implements or machinery on which the serial numbers have been destroyed, removed, altered, covered or defaced; prohibiting the destruction, removal, alteration, covering or defacing of the serial numbers on farm implements or machinery; prohibiting the transportation or offering for sale, selling or otherwise disposing of farm implements or machinery knowing the same to have been imported into Montana in violation of this	

No.	Title of Bill	Page
	act and providing penalties for the violation hereof."	142, 236, 270, 316, 317, 325, 474, 488, 498, 519, 520, 537, 569.
235	Introduced by Gebhardt: A bill for an act entitled: "An act amending Chapter 218, Laws of Montana, 1951, relating to civil defense, by amending Section 2 thereof, (Section 77–1302, Revised Codes of Montana, 1947), relating to the policy and purpose of the Civil Defense Agency; amending Section 3 thereof, (Section 77–1303, Revised Codes of Montana, 1947), defining terms; amending Section 4 thereof, (Section 77–1304, Revised Codes of Montana, 1947), creating a State Civil Defense Agency; amending Section 9 thereof, (Section 77–1309, Revised Codes of Montana, 1947), providing for local organization for civil defense; and repealing Chapter 29, Laws of Montana, 1949, (Sections 82–2601, 82–2602, 82–2603, 82–2604, and 82–2605, Revised Codes of Montana, 1947), relating to Montana State Disaster Council."	143, 189, 230, 244, 245, 253, 538, 577, 578, 584, 587.
236	Introduced by Sippel: A bill for an act entitled: "An act to amend Section 46–802, Revised Codes of Montana, 1947, relating to stock inspectors and deputy stock inspectors; providing a certificate of inspection must be issued upon application of owners of livestock."	143.
237	Introduced by Sippel: A bill for an act entitled: "An act to amend Section 46–801 of the Revised Codes of Montana, 1947, as amended by Chapter 110 of the Session Laws of the State of Montana, 1949, relating to the inspection of livestock before removal from any county in the state; and providing for cargo insurance relating to removal of livestock by motor carrier from any county in the state; and repealing all acts in conflict therewith."	143.
238	Introduced by Nybo, Pierce, Nixon: A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana, an amendment to the Constitution of the State of Montana prohibiting the use of funds derived from highway uses for other than highway purposes."	143, 231.
239	Introduced by Bricker: A bill for an act entitled: "An act to repeal Chapter 44 of the Session Laws of Montana of 1951, relating to the recording by city, town and county clerks of notice of proceedings for the installation of special improvements."	148, 212, 245, 263, 264, 278, 374, 392, 394, 403, 426.
240	Introduced by Smith and Reed: A bill for an act entitled: "An act to appropriate money out of the	

No.	Title of Bill	Page
	state public school equalization fund to pay the salary of a supervisor and the expenses of carrying out the provisions of Sections 75–1401, 75–1402, 75–1403 and 75–1404, of the Revised Codes of Montana, 1947, relating to the discovery and instruction of the exceptional children in the Montana public schools for the period beginning July 1, 1953, and ending June 30, 1955."	148, 177.
241	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to amend Section 92–116 of the Revised Codes of Montana, 1947, relating to placing of the administration of the Workmen's Compensation Act by the Industrial Accident Board upon a self-sustaining basis, and providing for an allotment to the Industrial Accident Board from the premium income received under Plan III; providing for a budget to be prepared by the Industrial Accident Board, repealing all acts in conflict therewith and providing that this act shall take effect immediately upon its passage and approval."	148, 359, 383, 396, 400.
242	Introduced by the Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for operation and expenses of the Governor's mansion for the remainder of the current fiscal year ending June 30, 1953, it having been determined that the appropriation made by the Thirty-second Legislative Assembly is insufficient."	148, 178, 201, 210, 222, 436, 454, 455, 459, 484.
243	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for certain deficiency claims arising for obligations incurred by the 1951 Legislative Assembly of the State of Montana."	148, 178, 201, 209, 210, 222, 295, 315, 329, 362.
244	Introduced by Tange: A bill for an act entitled: "An act to amend Section 84–2202, Revised Codes of Montana, 1947, relating to the oil producers' license tax—amount—exceptions, to provide for the raising of the tax from two to four per centum."	148, 359.
245	Introduced by Hancock, Fry, Crist, Pierce: A bill for an act entitled: "An act to provide that when cash is deposited with a justice of the peace or a police magistrate, the official receiving such bail shall deposit it with the county treasurer or the city treasurer as the case may be; to provide further that the officer with whom such monies are deposited, shall hold the same subject to the order of the justice of the peace or magistrate depositing the same."	148, 212.

No.	Title of Bill	Page
246	Introduced by Bricker: A bill for an act entitled: "An act to amend Section 19–107 of the Revised Codes of Montana, 1947, relating to the observance of certain legal holidays for the State of Montana; repealing all acts and parts of acts in conflict therewith."	149, 319, 457.
247	Introduced by Haines (Prairie), Armstrong, Graybill: A bill for an act entitled: "An act providing for construction of armories for the Montana National Guard and Montana Air National Guard; providing for participation under Pl. 783, 81st Congress; designating the Adjutant General of Montana as contracting officer for the purposes of this act; appropriating funds to match federal funds; authorizing cities and counties to provide sites for armories."	149, 345.
248	Introduced by Purdy: A bill for an act entitled: "An act to amend Section 4–170, Revised Codes of Montana, 1947, relating to canvassing of orders for sale or purchase of liquor by providing that the provisions of Subdivision I of said Section 4–170 shall not be construed to prevent activities designed to promote the sale by retail liquor licensees of particular brands or varieties of liquor, spirits or wines."	149, 206, 213, 246, 251, 270, 316, 317, 325.
249	Introduced by Purdy: A bill for an act entitled: "An act to amend Section 4–153, Revised Codes of Montana, 1947, relating to members and employees of the board being interested in liquor sales or receiving gifts, commissions or remunerations by providing that it shall not be unlawful for a member of the board to be interested in or engaged in the liquor business; and to amend Section 4–422, Revised Codes of Montana, 1947, relating to members or employees of the board being liquor dealers, by providing that it shall not be unlawful for a member of the board to be a liquor dealer."	149, 206, 213, 246, 291, 329, 330, 348, 394.
250	Introduced by McAndrews, Wood, McElwain, Schiltz, Hanson, Pfohl, Johnson (Silver Bow), Tobin (Lewis & Clark), Emmons, Michels, Mahoney, Armstrong, Barrett: A bill for an act entitled: "An act relating to motor vehicle fees and taxes; providing for payment of fees for commercial use of public highways based upon miles driven; defining terms; exempting certain motor vehicles; providing for administration by Montana State Highway Commission; providing power to make rules and regulations and prescribe forms and require reports; providing rates based on miles of highway travel within Montana; providing for deposit and use of funds collected; providing pen-	

No.	Title of Bill	Page
	alties and enforcement; providing a credit of fees paid under gross weight law (Chapter 219, Laws of 1951); providing a saving clause; providing an effective date."	149, 292.
251	Introduced by Wilson, Arnold, Marsenich, Leuthold, Rieder, Reed, Wiedman: A bill for an act entitled: "An act to authorize the state of Montana to become indebted for the sum of two million, two hundred fifty thousand dollars ($2,250,000.00) in excess of the Constitutional limitation of indebtedness and over and above any bonded indebtedness heretofore incurred or created and for which the State of Montana is now obligated, for the construction, repair and equipment of necessary buildings, other permanent improvements, acquisition of necessary grounds therefor for the Montana State Training School at Boulder, Montana, and the acquisition of farm lands to be used in connection therewith and for the support thereof; providing for the issuance of bonds in the name of the State of Montana as evidence of such indebtedness and for the sale thereof; prescribing the form of such bonds and providing for a levy of an annual tax sufficient to pay the principal thereof and the interest accruing thereon; and providing for a referendum of this act."	149, 163, 359, 396, 403, 406, 410, 591, 592, 594, 595, 597.
252	Introduced by Committee on Livestock and Public Ranges (by request): A bill for an act entitled: "An act providing that the Board of County Commissioners may set up county livestock protective committees; providing for petitions, and for appointment, and duties of committee; providing for appointment of a special livestock deputy for county and prescribing his duties and compensation; providing that levy may be made on livestock in county for the purposes of this act; providing for cooperation with the Montana Livestock Commission, Sheriff and Boards of County Commissioners; providing for discontinuing such committee; and repealing all acts and parts of acts in conflict herewith."	150, 248, 357, 369, 373, 377, 496, 517, 518, 539, 569.
253	Introduced by Dwyer: A bill for an act entitled: "An act to amend Section 91–520, Revised Codes of Montana, 1947, as amended by the 1951 Legislative Assembly, relating to the period provided for dissolution of trusts therein created and setting forth extensions and limitations of such period and repealing all acts and parts of acts in conflict herewith."	150.
Sub. 253	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 91–520, Revised Codes of Montana, 1947, as amended by Chapter 31 of the 1951 Legislative Assembly, and amending Section 4, Subsections (f) and (h)	

No.	Title of Bill	Page
	thereof, relating to the period provided for dissolution of trusts therein created and setting forth extensions and limitations of such period and repealing all acts and parts of acts in conflict herewith."	321, 383, 396, **401**, 496, 532, 536, 558.
254	Introduced by Brownfield, Hilger, Nixon, Beck, Haines (Prairie): A bill for an act entitled: "An act authorizing the filing and enforcing of a lien upon grains or crops for labor or service performed, and materials furnished in crop dusting or spraying such grains or crops and fixing the effective date of said act."	150, 248, 357, 369, 383, 398, 406, 412, **416**, 496, 518, **522**, 556, 561, 562, 583.
255	Introduced by Barrett, Omholt, Durkee: A bill for an act entitled: "An act to amend Chapter 3 of Title 78, Section 302, of the Revised Codes of Montana, 1947, relating to the power of the commission to expend funds for furniture and other furnishings for the Veterans-Pioneers Memorial building; repealing all acts and parts of acts in conflict herewith."	153, 284, 360, 383, **386**, 391.
256	Introduced by Juedeman and Seifert: A bill for an act entitled: "An act authorizing the Boards of County Commissioners of this state to establish a program for increasing precipitation; providing that landowners may petition for said program; providing for a public hearing and notice thereof; providing that said program may be operated in conjunction with other counties within this state, and providing for the levying of taxes for the support of such program."	153, 178.
257	Introduced by Broeder (by request): A bill for an act entitled: "An act relating to title abstractors and regulations of abstractors, for the application for license and/or certificate of authority; records required; County Commissioners to issue license and/or certificate of authority; bonds or other securities to be filed with the clerk of Board of Commissioners; seal to be affixed; prima facie evidence of contents of abstracts and continuations thereto; clerk of board to provide space in his office; definition of dormant or dead instruments that do not affect title; maximum schedule of fees; duty of Board of County Commissioners as to the monopoly of the people's public records; and repealing clause."	153, 206.
258	Introduced by Michels and Beck: A bill for an act entitled: "An act to amend Section 75–1805 of the Revised Codes of Montana, 1947, relating to the creation of new districts out of other districts—change of boundaries by providing for changes in the qualifications of petitioners required for transfer of territory from one district to another."	153, 373.

No.	Title of Bill	Page
259	Introduced by Haines (Missoula): A bill for an act entitled: "An act to amend Sections 40–1430; 40–1919 and 40–2007, Revised Codes of Montana, 1947, relating to furnishing of annual statement forms to insurance companies for the filing of annual statements required by law."	153, 231, 255, 278, 283, 288, 507, 532, 536, 558.
260	Introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An act to amend Section 5–910 of the Revised Codes of Montana, 1947, relating to the special examination and the fees for same and for the raising of said fee and making state per diem regulations applicable to said examination."	154, 157, 194, 208, 223, 224, 228, 363, 381, 382, 383, 426.
261	Introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An act to amend Section 5–908 of the Revised Codes of Montana, 1947, relating to payments by banks, investment and trust companies to the State Treasurer for purposes of a just distribution of the expenses of examination for the purpose of increasing the amounts of the annual payments and basing the amount thereof upon assets instead of capital stock."	154, 157, 194, 208, 209, 215, 363, 381, 382, 383, 426.
262	Introduced by Peters, O'Connor, Hawks: A bill for an act entitled: "An act to appropriate money for the Commission on Investigation of Contract Awards as created by the Legislative Assembly of Montana; to provide money for the complete review and investigation of all contracts awarded by the State of Montana and to report and recommend a program of improvement and report any violations of the laws of Montana; to provide for necessary expenses of such review and investigation."	154, 178, 201, 209, 210, 222, 545, 563, 565, 583.
263	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the purchase of Cumulative Pocket Supplements of 1953."	154, 178, 210, 224, 229, 295, 315, 329, 362.
264	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 71–214, Revised Codes of Montana, 1947, relating to the County Welfare Board; providing that the number of members of the board shall be enlarged to include two laymen, one or both of whom may be Indians in certain instances; providing that the County Com-	

No.	Title of Bill	Page
	missioners, ex officio, be members of the Welfare Board; providing that Indian agents shall be ex officio members in those counties having an Indian reservation thereon; and providing for compensation."	154, 294.
Sub. 264	Introduced by Committee on Social Security: A bill for an act entitled: "An act to amend Section 71–214, Revised Codes of Montana, 1947, relating to the County Welfare Board; providing that in certain instances an Indian shall be present at meetings of the County Welfare Board in an advisory capacity."	294, 296, 360, 383, 385, 391, 526.
265	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 94–2425, Revised Codes of Montana, 1947; relating to making racing bets unlawful; providing for the establishment of a racing commission; the qualifications, appointments, and compensation of members thereof; providing for legalizing pari mutuel method, permitting operation only within enclosures, providing for the sale of tickets or certificates, setting maximum commissions, providing for rules and regulations, compliance by licensees, representatives of commission, appointment, compensation, revocation or cancellation of licenses, notice, hearing, effect; providing when illegal use of pari mutuel method, providing for taxes levied, rates, records, and providing that this act shall not repeal any other laws but shall operate as an exception thereto."	154, 185, 318.
266	Introduced by McElwain, Haines (Missoula), O'Connor, MacDonald, Dwyer: A bill for an act entitled: "An act to provide for the issue and sale by the State Board of Examiners of bonds for the purpose of constructing, building and furnishing quarters for the Governor and purchasing a site on which said quarters shall be erected; providing for the selection of said site by the State Board of Examiners; designating the funds from which said bonds shall be paid; providing for a Governor's quarters construction interest and sinking fund; enumerating the powers and duties of the State Board of Examiners in carrying out the provisions of this act."	154, 235, 270, 316, 317, 325, 457, 466, 471, 484.
267	Introduced by Barnard: A bill for an act entitled: "An act to amend Section 11–2247 of the Revised Codes of Montana, 1947, relating to resolution of intention, notice, protest, hearings, installation of system, and providing for a special election to be called within a proposed special improvement district."	155, 246.
268	Introduced by Haines (Missoula): A bill for an act	

No.	Title of Bill	Page
	entitled: "An act relating to the limitation on amount of tax levy for general municipal or administrative purposes in cities and towns operating under and governed by the commission form of government, same being Title 11, Chapter 31, Revised Codes of Montana, 1947; providing for the distribution of the funds derived therefrom by the council or commission in each such city or town; providing the limitation on the amount of tax levy for parks, swimming pools, skating rinks, playgrounds, civic centers, youth centers, museums and combinations thereof; providing that the tax levy for all such general municipal or administrative purposes shall not exceed two and four-tenth (2 4/10) per centum of assessed value of the taxable property of such cities and towns."	155, 163, 194, 207, 219, 245.
269	Introduced by Reed (by request): A bill for an act entitled: "An act to amend Section 94–9818 of the Revised Codes of Montana, 1947, relating to parole of prisoners in the state prison; and providing any person convicted under provisions relating to narcotic drugs shall not be eligible for parole; repealing all acts and parts of acts in conflict therewith."	155, 163, 235.
270	Introduced by Rimel: A bill for an act entitled: "An act to amend Section 23–1307 of the Revised Codes of Montana, 1947, relating to voting by absent electors, and providing for marking and swearing to ballot by electors."	155, 194, 234, 254, 255, 260, 374, 398, 399, 403, 426.
271	Introduced by McElwain and Emmons: A bill for an act entitled: "An act permitting actions on tort claims against the State of Montana to the extent of twenty-five hundred and No/100 dollars ($2,-500.00) and describing the practice and procedure therefor."	155, 265, 357, 369.
272	Introduced by O'Connor and Smith: A bill for an act entitled: "An act making it unlawful for retail or wholesale stores selling, serving, handling or storing foods, vegetables, medicines or drugs for human consumption to sell, store or handle flowers, plants and nursery stock and providing a penalty for violations of this act."	155, 216.
273	Introduced by Schiltz and Graybill: A bill for an act entitled: "An act to amend Section 21–106 of the Revised Codes of Montana, 1947, relating to the definition of such extreme cruelty as is necessary for obtaining a divorce and repealing all acts and parts of acts in conflict therewith."	155, 236, 270, 316, 317, 326, 474, 488, 499, 519, 520, 537, 569.

No.	Title of Bill	Page
274	Introduced by Graybill: A bill for an act entitled: "An act to amend Section 5–1007, Revised Codes of Montana, 1947, relating to the liability of a bank paying forged checks, providing exceptions thereto, repealing all acts and parts of acts in conflict herewith."	158, 267.
275	Introduced by Graybill, Dwyer, Schiltz, Smith: A bill for an act entitled: "An act relating to the Judicial Department of the State of Montana; providing for the retirement of District Court Judges and Justices of the Supreme Court, subject to being called into service for certain purposes; creating a Judicial Department retirement fund; authorizing the investment of such fund; and holding the same for retirement pay."	158, 236, 291, 329, 330, 349, 588.
276	Introduced by Graybill, Dwyer, Schiltz, Smith: A bill for an act entitled: "An act to amend Section 25–232, Revised Codes of Montana, 1947, and Section 25–233, Revised Codes of Montana, 1947, relating to the fees to be collected by the clerk of the District Courts and providing for the disposition of such fees and repealing all acts and parts of acts in conflict herewith."	158, 237, 291, 329, 330, 346, 349, 588.
277	Introduced by Graybill, Dwyer, Schiltz, Smith: A bill for an act entitled: "An act to amend Section 82–503, Revised Codes of Montana, 1947, relating to the fees to be collected by the clerk of the Supreme Court; providing for the disposition thereof; and repealing all acts and parts of acts in conflict herewith."	158, 237, 270, 295, 329, 330, 349, 588.
278	Introduced by Walton and Bricker: A bill for an act entitled: "An act to amend Section 89–829 of the Revised Codes of Montana, 1947, relating to the method of appropriation of waters; to amend Section 89–830 of the Revised Codes of Montana, 1947, relating to the issuance, publication and service of summons in an action to appropriate waters; and repealing all acts and parts of acts in conflict therewith."	158, 312, 321, 345, 383, 396, 401, 503.
279	Introduced by MacDonald: A bill for an act entitled: "An act to repeal Section 69–3005 of the Revised Codes of Montana, 1947, relating to a division of hospital survey and construction by abolishing the Advisory Hospital Council, as created by Section 69–3005 of the Revised Codes of Montana, 1947, and to transfer the powers and duties thereof to the Advisory Hospital Council for which provision is made in Section 69–2910 of the Revised Codes of Montana, 1947."	158, 210, 245, 263, 264, 276, 452, 466, 471, 484.

No.	Title of Bill	Page
280	Introduced by MacDonald: A bill for an act entitled: "An act to repeal Chapter 2 of Title 28 of the Revised Codes of Montana, 1947; to abolish the Forest Lands Advisory Commission."	158, 212, 245, 263, 264, 276, 452, 466, 471, 484.
281	Introduced by MacDonald: A bill for an act entitled: "An act to repeal Sections 1, 2, 3, 4, 5, 6, and 7, of Chapter 228 of the Session Laws of Montana, 1951, to abolish the Charles M. Russell Memorial Commission."	159, 213, 245, 264, 277, 452, 454, 455, 459, 484.
282	Introduced by MacDonald: A bill for an act entitled: "An act to amend Section 68–501 of the Revised Codes of Montana, 1947, to provide that the terms of office of members of the Board of Administration of the Public Employees' Retirement System shall be five (5) years; provided that the terms of those first appointed after this act takes effect shall be for terms respectively of one (1), two (2), three (3), four (4), and five (5) years; and to provide further that the per diem compensation of members of the board shall be paid only to those members who are not members of the Public Employees' Retirement System."	159, 212, 264, 286, 357, 367, 372, 538. 542, 546, 580, 581, 587, 591.
283	Introduced by Fulton, Omholt, Reed: A bill for an act entitled: "An act relating to the oil and gas resources of Montana; declaring the purposes of this act; creating the Montana Petroleum Resource Survey Commission to study the oil and gas resources of Montana and prescribing the powers and duties of said commission and appropriating funds for the expenses thereof."	159, 345.
284	Introduced by Haines (Missoula): A bill for an act entitled: "An act requiring licenses for the sale or distribution of premiums or bonuses for sale of merchandise; providing for issuance of license, fee for the same, contents of license, exemption of retail merchants and consumers, penalty provision, severability provision; repealing all acts or parts of acts in conflict therewith."	159, 234, 360, 391.
285	Introduced by Hilger, Brownfield, Peters, Nixon: A bill for an act entitled: "An act to amend Section 84–301, Revised Codes of Montana, 1947, relating to the classification of property for taxation, and repealing all acts or parts of acts in conflict therewith."	159, 225.
286	Introduced by Sykes, Smith (by request): A bill for an act entitled: "An act amending Section 94–35–248, Revised Codes of Montana, 1947, defining	

No.	Title of Bill	Page
	vagrants and prescribing punishment therefor; providing that the definition of a vagrant shall include every person begging, asking or gathering alms on the streets, highway or the road or from door to door; providing for effective date of act; repealing all acts and parts of acts in conflict herewith."	159, 211.
287	Introduced by Committee on Liquor Control: A bill for an act entitled: "An act to require firms selling to the Montana Liquor Control Board to have resident representatives with salesmen's licenses; providing for the issuance of such licenses; prescribing the requirements therefor; providing for the keeping and inspection of records of sale; providing for the suspension or revocation of licenses for certain causes and the renewal of same; and repealing all acts and parts of acts in conflict herewith."	164, 283, 357, 370, 383, 386, 390, 440.
288	Introduced by McElwain and Pfohl: A bill for an act entitled: "An act to amend Section 75–201 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 168 of the Session Laws of the State of Montana of 1951; Section 75–202 of the Revised Codes of Montana, 1947; Section 75–203 of the Revised Codes of Montana, 1947. as amended by Section 2 of Chapter 168 of the Session Laws of the State of Montana, 1951; Section 75–204 of the Revised Codes of Montana, 1947, as amended by Section 3 of Chapter 168 of the Session Laws of the State of Montana, 1951; Section 75–205 of the Revised Codes of Montana, 1947, as amended by Section 4 of Chapter 168 of the Session Laws of the State of Montana, 1951; and Section 75–206 of the Revised Codes of Montana, 1947, as amended by Section 5 of Chapter 168 of the Session Laws of the State of Montana. 1951, all relative to the erection of residence halls and other facilities at institutions controlled by the State Board of Education; the title to real estate acquired under this act; provisions for carrying out the powers provided for in this act; providing that the state shall not become obligated for the payment of obligations created under this act; providing for use of rents and incomes from facilities erected under the provisions of this act; exempting from the operation of this act any state funds; and relative to the acquisition, enlargement, of educational, customary, and related facilities; and providing that state funds appropriated by the Legislative Assembly for specific purposes other than those authorized by this act shall not be obligated for the purposes authorized in this act."	164, 314, 383, 396, 401, 538, 542, 546, 580, 581, 587, 591.
289	Introduced by McElwain: A bill for an act entitled:	

No.	Title of Bill	Page
	"An act relating to improvements in cities and towns; the levy and collection of special assessments therefor; the establishment of a fund for the payment of cost of improvements; authorizing the issuance of improvement warrants payable solely from such fund; the levy of taxes to pay in part for general benefit; and authorizing the pledge of net water, sewer and parking meter revenues in certain cases."	164, 285.
290	Introduced by Dwyer and MacDonald: A bill for an act entitled: "An act to amend Section 91–502, Revised Codes of Montana, 1947, relating to the vesting of escheated property in the State and the time of vesting thereof; providing a presumption of failure of title; providing for payment of certain expenses of escheats by the treasurer upon the judgment of escheat; providing for discovery by the Attorney General; repealing acts in conflict; providing an effective date."	164, 319.
Sub. 290	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 91–502, Revised Codes of Montana, 1947, relating to the vesting of escheated property in the State and time of vesting thereof; providing a presumption of failure of title; providing for payment of certain expenses of escheats by the treasurer upon the judgment of escheat; providing for discovery by the Attorney General; repealing acts in conflict; providing an effective date."	322, 367, 383, **390**, 391, 496, 519, 520, 537, 569.
291	Introduced by Corcoran and Atkinson: A bill for an act entitled: "An act to amend Section 16–2723, Revised Codes of Montana, 1947, as amended by Chapter 59, Session Laws of 1949, and amending Section 25–226, Revised Codes of Montana, 1947, as amended by Chapter 59, Session Laws of 1949, relating to mileage, expenses and fees of sheriffs."	164, 206.
292	Introduced by Schiltz, Crist, Hansen: A bill for an act entitled: "An act to amend Section 93–302 of the Revised Codes of Montana, 1947, relating to the number of judges in each judicial district, and providing for three judges in the Thirteenth Judicial District, and the appointment of a third judge for said district."	165, 237, 270, 316, 317, **326**, 575.
293	Introduced by Regan, Tobin (Lewis & Clark), Anderson: A bill for an act entitled: "An act to amend Sections 82–303, 82–305, 82–306, 82–307, 82–308 and 82–309 of the Revised Codes of Montana, 1947, relating to the State Athletic Commission, its powers and duties, relating to the control and jurisdiction over, and supervision, licensing and regulation of boxing, sparring and wrestling matches and exhibitions in the State of Montana,	

No.	Title of Bill	Page
	relating to the present admissions tax and disposal of proceeds thereof for educational purposes, and repealing Section 94–3513 of the Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith."	165, 267, 357, 363, 383, 387, 496, 519, 520, 537, 569.
294	Introduced by Haines (Flathead), Peters, Nixon, Cerovski: A bill for an act entitled: "An act defining and establishing standards of identity for ice cream, low fat ice cream, French ice cream, frozen custard, French custard ice cream, low fat French ice cream, low fat frozen custard, low fat French custard ice cream, ice milk, sherbet, and water ice and providing for the labeling of such products; providing that frozen food products made in semblance of such dairy products which contain vegetable fat or animal fat other than milk fat shall be manufactured, labeled, and advertised only in accordance with this act; providing that the licensing requirements of Section 3–2416, Revised Codes of Montana, 1947, apply hereunder; providing the sanitary, reporting and other requirements of Chapter 24 of Title 3, Revised Codes of Montana, 1947, and all acts amendatory thereof, apply to the products covered by this act and the persons, partnerships, corporations, firms and associations which manufacture, store, handle, sell, offer to sell or otherwise deal in any way in any or all of such products; providing the Commissioner of Agriculture shall administer and supervise the enforcement of this act and setting forth the method to be followed by such Commissioner in promulgating rules and regulations; providing penalties for violation of the provisions of this act and of rules and regulations promulgated hereunder; providing for severability of the provisions of this act; repealing all acts and parts of acts in conflict herewith; and providing this act shall be in full force and effect from and after its passage and approval."	165, 249, 357, 370, 373, 377, 496, 517, 518, 539, 569.
295	Introduced by Tobin (Silver Bow): A bill for an act entitled: "An act to create and establish a Montana Department of Civil Air Patrol; to make an appropriation to the Montana Department of Civil Air Patrol; providing the purposes for which the appropriation may be exended and to repeal all laws in conflict therewith."	165, 256.
296	Introduced by Reed and Arnold: A bill for an act entitled: "An act relating to the qualification for members of boards of election; providing all members of such boards be qualified voters, registered in the precinct they are to serve."	165, 194, 234, 254, 255, 261, 314.

No.	Title of Bill	Page
297	Introduced by Phillips and Hughes: A bill for an act entitled: "An act defining the period of time for hunting of game birds and game animals."	165, 283, 166.
298	Introduced by Pfohl and Walton: A bill for an act entitled: "An act to prohibit the use of jacklights, spotlights, or other artificial lights in any area known to contain big game animals under certain conditions, and repealing all acts in conflict herewith."	166, 284.
299	Introduced by Rieder: A bill for an act entitled: "An act to amend Section 74–4101 of the Revised Codes of Montana, 1947, relating to the definition of high schools to provide for junior, senior and six-year high schools and for additional rules and regulations for their administration to be adopted by the State Board of Education; providing for the repeal of Section 75–4102."	166, 266, 370, 373, 377, 574.
300	Introduced by Cavanaugh, Johnson (Silver Bow), Dwyer: A bill for an act entitled: "An act providing for the validation of the payment by any county of the State of Montana of any debt or obligation incurred and paid in good faith, prior to the first day of February, 1953, in violation of the provisions of Title 16, Chapter 19, of the Revised Codes of Montana of 1947, (State Budget Law), for salaries of deputies of the sheriff of such county necessarily employed in the preservation of peace and order and in discharge of other duties imposed by law upon such sheriff."	166, 232, 255, 278, 283, 288, 346.
301	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–2401 of the Revised Codes of Montana, 1947, as amended by Chapter 166 of the Session Laws of the Thirty-first Legislative Assembly, 1949, relating to the re-election of teachers, showing when re-election becomes automatic, requiring teacher acceptance of contract within fixed and limited period of time, and repealing all acts and parts of acts in conflict herewith."	166.
302	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–4405, Revised Codes of Montana, 1947, relating to establishment of junior college upon approval of electors, to provide for discontinuance or abolition of junior colleges."	166, 201, 234, 254, 255, 261, 496, 517, 518, 539, 569.
303	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–1903, Revised Codes of Montana, 1947, relating to the school census, how made and liability for failure or neglect, to provide for the cost of taking such	

No.	Title of Bill	Page
	census to be paid in the same manner as other contingent expenses are paid."	166, 201, 234, 255, **261**, 574.
304	Introduced by Committee on Education (by request): A bill for an act entitled: "An act to amend Section 3 of Chapter 199, Laws of the Thirty-first Legislative Assembly, 1949, providing for the equalization of financial distribution for all elementary and secondary schools in order to maintain a uniform system of free public schools; providing schedules for determining support of foundation financial program for public elementary and secondary schools, and for other purposes."	166, 231, 264, 290, 291, **298**, 542.
305	Introduced by Cerovski, Rimel, Graybill: A bill for an act entitled: "An act defining the jurisdiction of justice courts and police courts in the State of Montana, pertaining to offenses not amounting to a felony arising from the operation of automobiles and other motor vehicles by persons under the age of eighteen (18) years."	166, 319, 381, 396, 415, 417, **419**, 457.
306	Introduced by Cerovsky, Mahoney, Graybill: A bill for an act entitled: "An act for the admission of evidence of other like crimes to one charged in the complaint or information in the trial of criminal cases in the State of Montana."	166, 361, 396, 406.
307	Introduced by Emmons: A bill for an act entitled: "An act authorizing the State Board of Examiners to hear, audit and determine the claim of Leslie L. Gaffney, arising from unjust imprisonment in the state prison, and providing that the State Board of Examiners shall make final and complete settlement."	167, 293.
308	Introduced by Cerovski, Mahoney, Graybill: A bill for an act entitled: "An act to amend Section 1 of Chapter 68 of the Laws of Montana, 1951, by providing that a child under the age of eighteen (18) years is incapable of being an accomplice to the infamous crime against nature or to any other sexual crime."	167, 361, 396, 403, 406, **410**, 457.
309	Introduced by Gleed: A bill for an act entitled: "An act authorizing the State Board of Examiners to hear, audit and determine the claim of Robert E. Wright for expenses incurred in relation to his injury, and appropriating money from the general fund for the settlement of such claim not to exceed the sum of seven thousand five hundred dollars ($7,500.00)."	167, 225, 255, 278, 283, **288**, 474, 495, 500, 525.

No.	Title of Bill	Page
310	Introduced by Barnard: A bill for an act entitled: "An act to repeal Chapter 201, Laws of 1951, and Sections 94–2402 and 94–2403, Revised Codes of Montana, 1947; and to amend Section 94–2401, Revised Codes of Montana, 1947, by deleting that part of Section 94–2401 which makes it lawful for cigar stores, fraternal organizations, charitable organizations, drug stores and other places of business upon payment of a license fee, to maintain card tables for which maintenance charge may be made to be paid by the users by purchase of trade checks redeemable by the stock in trade of such business; by deleting that portion providing for the exhibition and use of trade stimulators; by prohibiting the transmission or receiving of gambling information by telephone, telegraph, radio, semaphore or otherwise; by prohibiting installation or maintenance of equipment for transmission of gambling information; by providing written notice of alleged violation delivered to officer or agent of common carrier qualified by law to accept service of process for such carrier shall be prima facie evidence of knowledge in prosecutions of subsequent repetitions of such alleged violation at any time within one year after such delivery; by prescribing the penalty therefor; and by providing for the revocation of licenses, permits, or certificates issued by the state or any political subdivision thereof, including retail liquor licenses and retail beer licenses but not limited thereto, when premises for which licenses, permits or certificates were issued, are used as gambling premises; by providing for special proceeding for revocation of such licenses; and by repealing all acts and parts of acts in conflict herewith."	167, 318.
311	Introduced by Cavanaugh, Johnson (Silver Bow), McAndrews: A bill for an act entitled: "An act to establish sanitary inspections of places of employment within this state; requiring the Department of Labor and Industry to conduct such inspections; providing for qualified inspections; providing for procedures and authorities to make inspections and requiring reports thereon; providing for cooperation between the Department of Labor and Industry, the State Board of Health and the Industrial Accident Board in providing for health and sanitation in places of employment; providing penalties for violations thereof, repealing all acts and parts of acts in conflict herewith."	167, 313.
312	Introduced by Peters: A bill for an act entitled: "An act providing drivers of other vehicles to stop until children alight from or board a school bus, and providing a penalty for violation thereof."	168, 194, 234, 255, 262, 363, 381, 382, 383, 426.

No.	Title of Bill	Page
313	Introduced by Hansen: A bill for an act entitled: "An act to promote and protect the public health through regulation of plumbing; empowering the State Board of Plumbing Examiners and the State Board of Health to adopt rules governing the practice of plumbing and establishing a set of regulations for uniform minimum standards of plumbing work; providing for the supervision, inspection and enforcement of regulations for uniform minimum standards of plumbing work; providing for concurrent authority for cities and villages; and fixing penalties."	168, 313.
314	Introduced by Marsenich: A bill for an act entitled: "An act to amend Section 47–125, Revised Codes of Montana, 1947, relating to the rate of interest and service charges to be charged upon money loaned."	168, 267.
315	Introduced by Committee on Highways and Highway Transportation (by request): A bill for an act entitled: "An act to amend Chapter 167, Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, relating to the license tax paid to the State Board of Equalization on gasoline and fixing the amount thereof; providing for an additional tax on gasoline as defined in Section 84–1801 (1) (c), R. C. M., 1947, as amended by Chapter 52, Laws of the Thirty-second Legislative Assembly, 1951; providing when this law shall take effect; and repealing all acts and parts of acts in conflict herewith."	168, 392.
316	Introduced by Marsenich: A bill for an act entitled: "An act to amend Section 47–126, Revised Codes of Montana, 1947, relating to penalties for usury."	168, 360.
317	Introduced by Committee on State Lands, Forests and Parks: A bill for an act entitled: "An act to amend Section 81–619 of the Revised Codes of Montana of 1947, relating to issuance of leases by State Board of Land Commissioners to holders of prospecting permits for non-metallic minerals on state lands and extending the provisions of said section to certain leases heretofore issued by State Board of Land Commissioners concerning non-metallic minerals."	168, 211, 245, 264, 277, 508, 519, 520, 537, 558.
318	Introduced by Committee on State Lands, Forests and Parks: A bill for an act entitled: "An act to amend Section 81–701 of the Revised Codes of Montana of 1947, relating to the issuing of leases and permits to private persons for certain deposits on state land and extending the provisions thereof to include non-metallic minerals except coal, oil and gas."	168, 211, 345, 264, 277, 508, 532, 536, 558.

No.	Title of Bill	Page
319	Introduced by Cavanaugh, Johnson (Silver Bow), Dwyer: A bill for an act entitled: "An act to amend Section 16–3701, Revised Codes of Montana, 1947, relating to the maximum number of deputy county clerks, deputy clerks of the district court, and deputy sheriffs."	168, 231, 255, 278, 283, 289, 316, 413, 424, 435, 465.
320	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act to provide for the support of the government of Montana for the years 1953 and 1954."	168, 234, 270, 317, 326, 496, 514, 515, 519, 558.
321	Introduced by Mahoney and Durkee (by request): A bill for an act entitled: "An act for the protection of children who labor, providing for a maximum working day for children under the age of sixteen years; providing for a minimum wage to be paid to such employed children; providing for the exemption of children directly employed by their own parents or guardians; exempting certain employment; providing penalties for the enforcement hereof."	169, 368, 404, 415.
322	Introduced by Schiltz and Rimel: A bill for an act entitled: "An act validating certain instruments affecting real property and which were erroneously executed or acknowledged, notice imparted by recording thereof, and providing that duly certified copies thereof may be read in evidence, with like effect as copies of an instrument duly executed, acknowledged and recorded."	169, 237, 270, 316, 317, 327, 405, 526.
323	Introduced by Schiltz and Rimel: A bill for an act entitled: "An act providing that acknowledgments of instruments without this state in compliance with the laws of the place of execution shall have the same effect as if acknowledged according to the laws of this state."	169, 237, 270, 316, 317, 327, 452, 454, 455, 459, 484.
324	Introduced by Cavanaugh, Wood, Barnard, McAndrews, Anderson, Johnson (Silver Bow): A bill for an act entitled: "An act to amend Section 75–1633 of the Revised Codes of Montana, 1947, relating to use of school rooms for adult education classes and tax levy therefor."	169, 314.
325	Introduced by Wood: A bill for an act entitled: "An act to amend Sections 87–103, 87–104, Revised Codes of Montana, 1947, as amended by Chapter 178, Montana Session Laws, 1949, and amending Section 87–105, Revised Codes of Montana, 1947, all relating to unemployment compensation, increasing benefits, lengthening the duration of	

No.	Title of Bill	Page
	payment, decreasing waiting period; providing an effective date."	169, 206, 224.
326	Introduced by Rimel, Dwyer, Mahoney, Broeder: A bill for an act entitled: "An act to amend Sections 93–2008 and 93–2009 of the Revised Codes of the State of Montana of 1947, relating to providing a penalty for practicing law without a license and defining what constitutes illegal practice of law and repealing all acts and parts of acts in conflict therewith."	169, 361, 396, 405, 415.
327	Introduced by Schiltz: A bill for an act entitled: "An act to amend Section 54–101 of the Revised Codes of Montana, 1947, as amended by Chapter 12 of the Laws of the Legislative Assembly of Montana of 1949, defining the term 'narcotic drugs,' and to amend Section 54–108 of the Revised Codes of Montana, 1947, relating to preparations exempted from the restriction against the sale of narcotic drugs."	169, 201, 319, 381, 396, 402, 496, 519, 520, 537, 569.
328	Introduced by Anderson: A bill for an act entitled: "An act to legalize certain card games; providing for the licensing of said games and the application therefor; license fees; the method and preparation of licenses; disposition of revenue derived under said act; the licensing by counties and cities; providing for the unlawful use of marked cards or devices, and other methods of cheating and the penalties therefor; the revocation of licenses in the event of violation in any of the terms and conditions provided for in said act; the liability of owners of buildings for allowing unlawful games to be conducted; providing for local option by individual counties in the State of Montana; prohibiting minors from premises duly licensed, and the liability of licensee for violations of this provision; providing for inspection and prosecution officers under the jurisdiction of the State Board of Equalization; providing for liability of officers or agents of a corporation and designating the parties to the offense; repealing all acts and parts of acts in conflict herewith, save and except the provisions of the Hickey Law."	169, 247, 270, 316, 321, 351, 367.
329	Introduced by Committee on Townships and Counties: A bill for an act entitled: "An act to authorize the dissolution of weed control districts and to provide the method and procedure for dissolving the same."	170, 284, 360, 383, 387, 391, 538, 542, 546, 572, 573, 576, 583.
330	Introduced by Graybill, Bricker, MacDonald, Hilger, Hansen: A bill for an act entitled: "An act ap-	

No.	Title of Bill	Page
	propriating money to the Board of Railroad Commissioners of the State of Montana for the purpose of preparation and presentation of matters before the Interstate Commerce Commission of the courts relating to investigations of freight rates to or from Montana and declaring an emergency."	170, 367.
331	Introduced by Tobin (Silver Bow): An act relating to loans of money in amounts of one hundred dollars ($100.00) or less; providing for qualifications, investigation of application and issuance of a certificate of authority to a small loan business; providing for continuing certificate and annual tax; providing for place of business; providing for efficacy of certificate holder; providing for restrictions of a certificate holder, subject to a penalty; providing for duties and efficacy of superintendent of banks; providing decisions to affect adjudicated language only; providing this act shall be known as the Montana Small Loan Act; repealing all acts and parts of acts in conflict therewith."	170, 360.
332	Introduced by Smith and Reed: A bill for an act entitled: "An act to amend Section 2, Chapter 199, Session Laws of 1949, as amended by Chapter 107, Session Laws of 1951, relating to definitions of average number belonging, minimum foundation program, isolated school and non-isolated school, to provide for children attending special classes due to cerebral palsy to be included in the average number belonging."	170, 313, 381, 396, 403, 406, 410, 533, 536, 556, 561, 562, 584.
333	Introduced by Sagunsky: A bill for an act entitled: "An act imposing license taxes on manufacturers, packagers, bottlers and importers of soft drinks and on manufacturers and importers of soft drink syrup; providing for the keeping of records and filing of statements with the State Board of Equalization, for the payment of such license taxes, for the filing by retailers of duplicate invoices of purchases and receipts, for the ascertainment of taxes on failure to file such statements and for the imposition of penalties for the violation of this act; and repealing Section 84-3203, Revised Codes of Montana, 1947."	170, 318.
334	Introduced by Pfohl, Walton (by request): A bill for an act entitled: "An act to amend Section 75-3401 of the Revised Codes of Montana, 1947, as amended by Chapter 200, Laws of Montana, 1949, and as further amended by Section 1 of Chapter 189, Laws of Montana, 1951, relating to boards of trustees furnishing transportation."	170, 265.
335	Introduced by Mahoney and Pfohl: A bill for an act	

No.	Title of Bill	Page
	entitled: "An act to amend Section 6, Chapter 186, Laws of 1951, and in particular, Subsection (h), by deleting from said subsection any reference to compensation paid by the Industrial Accident Board to a member of the Public Employees' Retirement System; and repealing any and all acts or parts of acts in conflict herewith."	170, 266.
336	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the payment of certain deficiency claims arising from obligations incurred by the Montana Highway Patrol, the State Board of Equalization, the transportation of prisoners, the Un-American Activities Committee, the capitol custodian, the State Library Extension Commission, the State Orphans' Home, the Governor's office for requisitions, the Department of Public Instruction, the State Training School, the Secretary of State, the Water Conservation Board, the Attorney General, the State Forester, and the Montana State College."	172, 178, 201, 209, 210, 223, 538, 577, 578, 584, 587.
337	Introduced by Barnard: A bill for an act entitled: "An act to amend Section 9–201, Revised Codes of Montana, 1947, relating to public cemetery districts, providing that public cemetery joint districts may be formed with land in one or more counties; providing for joint administration of such joint districts; providing a saving clause; repealing acts in conflict; providing an effective date."	172, 206.
338	Introduced by Cerovski, Durkee, Ringling, Mahoney, MacDonald, Gershmel: A bill for an act entitled: "An act to amend the Adjusted Compensation Act, Initiative Measure No. 54, enacted by the electors of the State of Montana at the general election held November 7, 1950, proclaimed by the Governor December 6, 1950, which provides for the payment of an honorarium to servicemen of World War II or their next of kin, if such servicemen are deceased; and providing for the amendment of Section 5 of the above act, so that the Board of Examiners of the State of Montana may appoint trustees to receive payment of adjusted compensation in behalf of minor next of kin of deceased servicemen, mental incompetents, servicemen of World War II who are now missing and cannot be found, although not deceased, or servicemen of World War II who are now prisoners of war."	172, 264.
339	Introduced by MacDonald (by request): A bill for an act entitled: "An act relating to unemployment compensation: providing amendments to existing law by amending Section 87–103, Revised Codes of Montana, 1947, as amended by Chapter 178, Montana Session Laws, 1949, to increase weekly bene-	

No.	Title of Bill	Page
	fits; amending Section 87–104, Revised Codes of Montana, 1947, as amended by Chapter 178, Montana Session Laws of 1949, extending the duration of benefits; amending Section 87–105, Revised Codes of Montana, 1947, reducing the waiting period; amending Section 87–106, Revised Codes of Montana, 1947, changing disqualifications for benefits and adding additional disqualifications; revising employer contribution rates of Section 87–109, Revised Codes of Montana, 1947, and amending the fund protection provisions of said section; providing a saving clause; repealing acts in conflict; providing an effective date."	173, 267.
340	Introduced by Steel (by request): A bill for an act entitled: "An act to amend Title 84, Section 702, (84–702), Revised Codes of Montana, 1947, relating to qualification and compensation of members of the State Board of Equalization."	173.
341	Introduced by Juedeman and Dwyer: A bill for an act entitled: "An act to appropriate to the State Board of Examiners the balances of money remaining in the postwar planning and construction reserve fund on March 1, 1953, out of the appropriation heretofore made to said fund, of which not to exceed two hundred fifty thousand dollars ($250,000.00) was made available for architectural and engineering costs under the provisions of Section 8 of Chapter 148 of the Session Laws of Montana of 1945; repealing all acts and parts of acts in conflict herewith and declaring this act to be valid notwithstanding the provisions of the budget act."	173, 178, 201, 209, 210, 223, 526.
342	Introduced by Smith, Tobin (Lewis & Clark), Totten: A bill for an act entitled: "An act to amend Section 11–3253 (5452) of the Revised Codes of Montana, 1947, by striking out provisions for examinations by qualified accountants and providing for annual examination by State Examiner of cities operating under commission-manager form of government."	173, 247, 357, 370, 373, 378, 541, 543, 548, 572, 573, 576, 584.
343	Introduced by Norby, Crist, Omholt, Sales, Steel: A bill for an act entitled: "An act for the submission to the qualified electors of the State of Montana of an amendment to Section two (2) of Article nine (IX) of the Constitution of Montana, relating to the qualifications of electors."	173, 313, 367, 391.
344	Introduced by Iten (by request): A bill for an act entitled: "An act authorizing George A. Neal to file with the State Board of Examiners his claim against the State of Montana, for compensation for injuries received by said George A. Neal while	

No.	Title of Bill	Page
	his automobile was chained to a snowplow of Montana State Highway Commission, in a collision on a public highway near Basin, Montana, resulting from the failure of the operators of said snowplow to signal or warn oncoming automobiles, approaching in the night time, of the blocking of the highway by the snowplow and automobile while George A. Neal was in a helpless position in his automobile and when drivers of oncoming traffic were blinded by the negligent failure of the operators of the snowplow to dim bright lights thereon, and authorizing said State Board of Examiners to hear, audit and determine the said claim of George A. Neal, and making an appropriation to pay any such claim of said George A. Neal which the said State Board of Examiners may approve and allow. And directing said State Board of Examiners, upon payment of said claim to demand reimbursement therefor from the liability insurance company which insured said snowplow and if such reimbursement is refused the Attorney General is directed to bring suit therefor on behalf of the State of Montana."	173, 293.
345	Introduced by McElwain: A bill for an act entitled: "An act to amend Section 32–1128, Revised Codes of Montana for 1947, relating to certain state and local road authorities' power to impose restrictions on public highways under their respective jurisdiction and limiting such restrictions to reasonable restrictions."	174, 373, 412, 417, 419, 497.
346	Introduced by Smith, Norby, McAndrews, Hanson, Anderson, Haines (Missoula), Johnson (Silver Bow), Hancock, Sales, Durkee: A bill for an act entitled: "An act relating to the creation of an interim committee on city and town affairs; declaring the purposes of this act; creating a committee on city and town affairs; prescribing the powers and duties of said committee and appropriating funds for the expenses thereof."	174, 256.
347	Introduced by Graybill: A bill for an act entitled: "An act to provide for re-election of teachers, when such re-election shall be automatic, when written acceptance required, and providing for a statement of reasons for failure of re-employment if such teacher not be re-employed, and for hearings in certain cases, in the Montana State Orphans' Home, Montana State Industrial School, State Vocational School for Girls, Montana State Training School, or Montana State School for the Deaf and Blind."	174, 210, 312.
348	Introduced by Beck and Haines (Flathead) (by request): A bill for an act entitled: "An act creating the Montana Commission for Children and Youth, authorizing it to investigate child welfare in the State of Montana, to make yearly reports to the	

No.	Title of Bill	Page
	Governor recommending changes in existing methods of caring for child welfare and appropriating money to defray the expenses of the commission."	174, 293.
349	Introduced by McElwain (by request): A bill for an act entitled: "An act authorizing Vernon D. Fadness of Deer Lodge County, Montana, to file with the State Board of Examiners his claim against the State of Montana for compensation for the loss of a log farm building together with furnishings, clothing and farm equipment stored therein, which loss was occasioned by an act of a patient of the Montana State Hospital at Warm Springs, Montana, and authorizing said State Board of Examiners to hear, audit and determine the said claim of Vernon D. Fadness, which the said State Board of Examiners may approve and allow."	174, 293.
350	Introduced by Committee on Ways and Means: A bill for an act entitled: "An act relating to the collection of income tax at source on wages; providing for the withholding and payment of such tax by employers, defining words and terms used in the act; providing for enforcement and penalties."	174, 318, 381, 396, 402, 544, 564, 588, 590, 592, 594.
351	Introduced by Durkee, Marsenich, MacDonald: A bill for an act entitled: "An act to amend Section 75–1303 of the Revised Codes of Montana, 1947, relating to the official staff of the Superintendent of Public Instruction by providing for an elementary supervisor and his salary and eliminating certain provisions of the section concerning salaries, qualifications and duties."	175, 293.
352	Introduced by O'Connor: A bill for an act entitled: "An act to amend Section 91–4421 of the Revised Codes of Montana of 1947, relating to payment of tax on transfer of securities by foreign representative of non-resident decedents."	175, 177, 210, 224, 228, 363, 381, 382, 383, 426.
353	Introduced by Tobin (Lewis & Clark), Totten, Crist, Smith: A bill for an act entitled: "An act to amend Section 40–1308, Revised Codes of Montana, 1947, relating to obtaining of licenses to transact insurance business—all agents; setting residence requirements and certain exemptions therefrom; providing for personal written examination of applicants to act as life insurance agents and certain exemptions therefrom; providing for time and place of giving of personal written examinations; providing for license to cover persons qualifying as life insurance and accident and health insurance agents; waiver of written examination where employing company gives approved training course and certifies passage of examination thereon; is-	

No.	Title of Bill	Page
	suance of temporary license under certain circumstances; providing for placement of excess or rejected risks; establishing an expiration date for licenses and procedure for renewal; and repealing all acts and parts of acts in conflict herewith."	175, 267, 360, 383, 389, 391, 504.
354	Introduced by Smith (by request): A bill for an act entitled: "An act to Amend Section 75–3407 of the Revised Codes of Montana, 1947, as amended by Section 5, Chapter 189, Laws of Montana, 1951, relating to schedules for paying for individual and bus transportation, rent or board in lieu of transportation provided by the district."	175, 231.
355	Introduced by McElwain (by request): A bill for an act entitled: "An act to improve and extend by reciprocal legislation the enforcement of duties of support and to make uniform the law with respect thereto; providing additional remedies; providing for criminal enforcement by extradition; providing for civil enforcement in district court; providing duties in district court to respond to judgments in support actions brought in the states with reciprocal laws; and repealing Chapter 222 of the Laws of the Legislative Assembly of 1951."	175, 319, 396, 405, 406, 411, 503.
356	Introduced by Iten, Pfohl, Seifert (by request): A bill for an act entitled: "An act to define the policy of the State of Montana with regard to the mining industry; constituting a Department of Mines for the administration of such policy; providing for exercise of the police powers of the state to regulate placer mining, open pit mining and mining operations which involve the stripping of the surface of the ground, to the extent necessary for the conservation and improvement of agricultural and grazing areas affected thereby; providing penalties for the violation of this act and repealing all laws and parts of laws in conflict herewith."	175, 266.
357	Introduced by Higgins: A bill for an act entitled: "An act to amend Section 75–2005 of the Revised Codes of Montana, 1947, relating to free kindergartens and tax levy therefor."	176, 231.
358	Introduced by Wiedman: A bill for an act entitled: "An act consenting to the acquisition by the United States of land, water, or land and water, within Teton, Chouteau and Cascade counties, Montana, for a pumping station and related works and a canal right-of-way for the transportation of a supplemental water supply for the Benton Lake National Wildlife Refuge, Cascade county, established by Executive Order No. 5228, November 21,	

No.	Title of Bill	Page
	1929, as amended, and as authorized by Act of Congress of February 18, 1929."	176, 283, 360, 383, 387, 391, 545, 555, 559, 560, 580, 581, 587, 591.
359	Introduced by Wiedman: A bill for an act entitled: "An act consenting to the acquisition by the United States of land, water, or land and water within Lake county and Sanders county, Montana, for an exhibition park to be contiguous to the National Bison Range, a federally owned reservation established by an Act of Congress on May 23, 1908."	176, 283, 360, 383, 388, 391, 545, 563, 565, 584.
360	Introduced by Smith (by request): A bill for an act entitled: "An act to amend Section 75–1502 of the Revised Codes of Montana, 1947, relating to the qualifications of County Superintendents of Schools; requiring for eligibility that such superintendents hold an elementary advanced certificate, or its equivalent, granted by the State Board of Education, and the minimum number of credits prescribed for such officers by the State Board of Education in school administration, Montana school finance and elementary school supervision with special emphasis on rural education; and repealing all acts and parts of acts in conflict herewith."	176, 314.
361	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes as designated herein, for certain state departments and officers for the period beginning July 1, 1953, and ending June 30, 1955."	296, 373, 412, 417, 420, 595, 596, 598.
362	Introduced by McElwain: A bill for an act entitled: "An act authorizing the State Board of Examiners to enter into leases and/or leases with the option of purchase, lands for the use of the Montana State Hospital, the Montana State Sanitarium, the Montana State Industrial School, and the State Penitentiary at Deer Lodge, for the production of crops and livestock, upon such terms and conditions as such board determines to be for the best interest of the state; repealing all acts or parts of acts in conflict herewith."	314, 315, 361, 412, 417, 419, 420, 422, 569, 584, 586, 594, 595.
Sen. Sub. for H.B. 362	Introduced by Finance and Claims Committee: A bill for an act entitled: "An act authorizing the State Board of Examiners to enter into leases, leases with options to purchase, and to purchase lands, buildings, machinery and improvements for	

No.	Title of Bill	Page
	the use of the Montana State Hospital, the Montana State Sanitarium, the Montana State Industrial School and the State Penitentiary at Deer Lodge, for the production of crops and livestock, upon such terms and conditions as such board determines to be for the best interest of the state; and appropriating the sum of two hundred and twenty thousand dollars ($220,000.00) therefor; repealing all acts or parts of acts in conflict herewith."	595, 597.
363	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to reappropriate such balances of money as may remain on June 30th, 1953, in certain specific appropriations made from the general fund under certain specific provisions of House Bill No. 447 of the Thirty-first Legislative Assembly for the Eastern Montana College of Education and reappropriated under House Bill No. 239 of the Thirty-second Legislative Assembly."	412, 414, 450, 454, 455, 458, 550, 555, 560, 572, 573, 576, 584.
364	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate to the University of Montana building bond interest and redemption fund all earnings and income heretofore and hereafter accruing from the investment of the proceeds from the sale of the University of Montana building bonds."	443, 447, 459, 470, 478, 479, 487, 544.
365	Introduced by Committee on Appropriations. A bill for an act entitled: "An act appropriating money from the general fund for the operation and maintenance of the State Industrial School for the year ending June 30, 1953, the appropriations made therefor by the Thirty-second Legislative Assembly having been found to be insufficient."	448, 451, 470, 478, 479, 487, 575, 580, 581, 587, 591.
366	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the purpose of paying expenses, as designated herein, for the Montana Highway Patrol, the Board of Railroad Commissioners, the Industrial Accident Board, the Attorney General, the State Controller, the State Forester, the Governor's office, the Director of Civil Defense, the Commissioner of State Lands and Investments, the State Orphans' Home, the Montana Soldiers' Home, the State Library Extension Commission, the Department of Public Instruction, the District Judges, the County Attorneys, the Eastern Montana College of Education, the Montana State Hospital, and the De-	

No.	Title of Bill	Page
	partment of Labor and Industry for the remainder of the current fiscal year ending June 30, 1953."	466, 472, 488, 499, 501, 512, 513, 588, 589, 594, 595, 597.
367	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the operation and maintenance and for other purposes designated herein for the several units of the University of Montana, known as Montana State University, Montana State College, Experiment Station and substations, Extension Service, Montana School of Mines, Western Montana College of Education at Dillon, Eastern Montana College of Education at Billings, and Northern Montana College at Havre, and for student fare refunds for the period beginning July 1, 1953 and ending June 30, 1955."	485, 491, 556, 562, 565, 592, 593, 594, 595, 597.
368	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for State Department of Public Welfare of the State of Montana for public assistance, for administrative costs in the State Department and in in the County Departments of Public Welfare and for all other expenditures coming under the State Department of Public Welfare which they may lawfully incur, for the period beginning July 1, 1953 and terminating with June 30, 1955."	518, 521, 568, 570, 571, 595, 596, 598.
369	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state institutions, for the period beginning July 1, 1953, and ending June 30, 1955."	526, 549, 576, 577, 578, 592, 593, 594, 595, 597.
370	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for certain state departments, boards, bureau and commissions, for the period beginning July 1, 1953, and ending June 30, 1955."	539, 568, 570, 572, 595, 597, 598.
371	Introduced by Committee on Appropriations: A bill for an act entitled: "An act making appropriations for the State Public School Equalization Fund and providing for the manner of distribution thereof for the period beginning July 1, 1953, and ending June 30, 1955."	542, 544, 548, 561, 576, 577, 578, 595, 596, 598.
372	Introduced by Committee on Appropriations: A bill	

No.	Title of Bill	Page
	for an act entitled: "An act appropriating all balances of money remaining in the several appropriations made under the provisions of House Bill 259 of the Thirty-second Legislative Assembly, from the Postwar Planning and Construction Reserve Fund for the following state institutions: Montana State Orphans' Home, Twin Bridges; Montana State Prison, Deer Lodge; Montana State Training School, Boulder; State Capitol; and declaring this act to be valid notwithstanding the provisions of the Budget Act."	567, 568, 577, 579, 588, 589, 590, 592, 594.
373	Introduced by Committee on Appropriations: A bill for an act entitled: "An act appropriating the balance of money remaining in the appropriation made under the provisions of House Bill 463 of the Thirty-second Legislative Assembly for the State Tuberculosis Sanitarium; and declaring this act to be valid notwithstanding the provisions of the Budget Act."	570, 577, 579, 580, 588, 590, 592, 594.
374	Introduced by Committee on Appropriations: A bill for an act entitled: "An act to appropriate money for the operation, maintenance and other purposes, as designated herein, for the Fish and Game Commission, for the period beginning July 1, 1953, and ending June 30, 1955."	586.

No.	Title of Bill	Page
	HOUSE JOINT MEMORIALS	
1	Introduced by Higgins: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from Montana; to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen from Montana, memorializing the Congress of the United States to initiate a program of recognition and appropriation of money for the rehabilitation for the landless Indians of Montana."	44, 46, 47, 48, 52, 58, 62, 65.
2	Introduced by Juedeman and Omholt: A House Joint Memorial entitled: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States: the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from Montana; and the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives from Montana; and the Honorable Secretary of Agriculture of the United States and the United States Tariff Commission, relating to increasing the tariff duties on imports of mustard seed and for appropriate action safeguarding the protection of mustard seed in the United States."	51, 62, 73, 81, 86, 130, 145, 147, 153, 207.
3	Introduced by Wood: A Joint Memorial entitled: "A Joint Memorial to Congress of the United States requesting the continuation of public service commodities and for service for rural areas, and requesting allocation of funds for the development of telephone and television service in rural areas in the State of Montana."	54, 62, 73, 80, 89, 92, 94, 142, 145, 152, 161, 163, 172, 207, 230.
4	Introduced by Higgins: "A Memorial to the Congress of the United States of America, to the Honorable United States Senators James E. Murray and Mike Mansfield and to the Honorable Representatives in Congress, Wesley A. D'Ewart and Lee Metcalf, requesting that the 83rd Congress introduce and pass an act authorizing the Committee on Interior and Insular Affairs to investigate and study the activities of the Bureau of Indian Affairs in the State of Montana, as well as throughout the nation, with particular reference to the termination of all federal supervision and control of qualified Indians and illegal activities of the Indian Bureau."	58, 63, 73, 81, 86, 89, 91.

No.	Title of Bill	Page
5	Introduced by Nybo, Reed, Haines (Missoula), Toole, Rimel: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States, United States Senators James E. Murray and Mike Mansfield, and Representatives Wesley A. D'Ewart and Lee Metcalf, all of Washington, D. C., requesting the enactment of legislation providing for the donation of lands formerly within the Fort Missoula military reservation to Missoula county, Montana."	171, 231, 270, 316, 317, **328**, 454, 455, 459, 484.
6	Introduced by Barnard, Clowes: "A Memorial to the Congress of the United States of America, to the Honorable United States Senators James E. Murray and Mike Mansfield and to the Honorable Representatives in Congress Wesley A. D'Ewart and Lee Metcalf, requesting that the 83rd Congress give favorable consideration to Senate Bill No. 2563 and No. 2952 of the 82nd Congress, second session, providing for the return to the original owners certain mineral interests acquired by the federal government by Title III of the Bankhead-Jones farm tenant act and by condemnation proceedings under the Fort Peck dam project."	171, 291, 360, 383, 388, 391, 461, 474, 550, **561**, 580, 581, 587.
7	Introduced by Sagunsky, Hawks, Barrett: "To the Honorable Dwight D. Eisenhower, President of the United States, to the Congress of the United States, to the Honorable George S. McKay, Secretary of the Interior, the Honorable Thomas McDonald, Chief of the Public Roads Administration, the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from Montana, and the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives from Montana."	172, 217, 264, 290, 316, 317, **328**, 452, 466, 471, 505, 506, 507, 521.
	HOUSE JOINT RESOLUTIONS	
1	Introduced by Bricker, Reed, Sax, Hilger, MacDonald, Beck, Gershmel, Phillips, Hughes, Smith, McElwain: "A Joint Resolution relative to designation of a certain highway as a Blue Star Memorial Highway."	54, 73, 81, 86, **88**, 142, 145, 147, 153, 207.
2	Introduced by Anderson and Regan: "A Resolution requesting the Governor to appoint a com-	

No.	Title of Bill	Page
	mission of five residents to investigate and study (A) the distribution and sale of obscene, indecent, lewd and lurid films and printed matter, and (B) the effect thereof on the public, particularly children, and (C) whether existing statutes pertaining thereto and their enforcement are adequate; and providing that such committee report its findings to the 34th Legislative Assembly of the State of Montana."	155, 194, 234, 255, 262, 405.
3	Introduced by Bricker: "A Joint Resolution to the Governor of the State of Montana, requesting the appointment of a committee to study the methods and facilities provided for the education and training of nurses in the State of Montana; and to report to the Governor and the State Board of Education and the Thirty-fourth Legislative Assembly its finding and recommendation of legislation and administrative action deemed necessary for the improvement of such training and education."	171, 194, 234, 255, 262, 496, 514, 515, 519, 558.
4	Introduced by Sykes, Haines (Flathead), Broeder, Armstrong (by request): "A Joint Resolution recognizing and adopting the song, 'I'll Take Montana,' inclusive of lyrics and music, as the new official state song of Montana, and authorizing its orchestration, band and choral arrangements by the Greater University of the State of Montana."	171, 313.
5	Introduced by Hess and Graybill: "A Joint Resolution of the House of Representatives of the State of Montana, the Senate concurring, recommending and encouraging continued and extended study by the Montana State Board of Health of the problems occasioned by the narcotic-like substances, and particularly, further study on the problems of alcoholism."	171, 267, 357, 370, 373, 378, 496, 519, 520, 537, 569.
	HOUSE RESOLUTIONS	
1	Introduced by the Committee on Workmen's Compensation: "A Resolution providing for the appointment of an Interim Committee to be known as the 'Occupational Disease Committee' to study the question of occupational disease, to meet with labor and management for the purpose of obtaining full and detailed information concerning occupational disease, and to make such recommendations to the Thirty-fourth Legislative Assembly of the State of Montana of 1955, as the facts warrant and the committee deems advisable."	368, 566.
2	Introduced by the Committee on Rules and Joint	

No.	Title of Bill	Page
	Rules: "A Resolution recommending and providing for the manner of caring for the records and properties of the House of Representatives; the method of selecting and conduct and control of the attaches of the House of Representatives and the general supervision of the conduct of the business of the House of Representatives."	584.

INDEX TO SENATE BILLS

Bold face figures refer to roll call on third reading. Thus: **300.**

No.	Title of Bill	
1	Introduced by Larson, McQuitty, Worden, Tibbals, Mackay: A bill for an act entitled: "An act to create a Department of State Personnel; to establish a classified service for state officers and employees and designating the exclusions of certain officers and employees; to provide for the appointment, fix the number, terms of office, qualifications, duties, powers, and meetings of a personnel commission; to provide for the appointment, compensation, duties, powers and term of office of a Personnel Director; to provide for the adoption of the rules of the Personnel Commission and fixing the scope of said rules; providing for the duties of state officers and employees in relation to said classified service and the rules and orders of the Personnel Commission and Personnel Director; providing for the status of state employees in the state service on the effective date of this act; providing for the certification or withholding of certification of payrolls by the Personnel Director or his agent; providing that the records of the Department of State Personnel shall be public records subject to reasonable regulations as to time of inspection; providing for appeals by employees to the commission; providing for the effective date of Section 13 of this act; amending Section 59–901, Revised Codes of Montana, 1947, relating to the powers of the State Board of Examiners; and repealing all acts and parts of acts in conflict herewith."	**218**, **219**, **501**, **518**, **540**, **550**.
2	Introduced by Worden, Mackay, Tibbals, McQuitty, Larson: A bill for an act entitled: "An act to amend Sections 31–205, as amended by Chapter 158 of the Laws of 1949, 68–701, 75–2708, 79–303, 79–304, 79–305, 79–1201, 79–1202, 79–1203, 79–1206, 79–1208, 79–1209, 79–1211, 79–1213, 79–1214, 79–1216, 92–1112, of the Revised Codes of Montana of 1947, relating to investment of funds of the State of Montana and providing for a uniform plan of investing funds of the State of Montana and the departments, agencies and institutions thereof and repealing all acts and parts of acts in conflict herewith."	**413**, **473**, **488**, **497**, **565**.
3	Introduced by Wallace: A bill for an act entitled: "An act to amend Section 16–1009 of the Revised Codes of Montana, 1947, relating to the sale of property by Boards of County Commissioners and repealing all acts and parts of acts in conflict herewith."	**59**, **60**, **162**, **179**, **200**, **202**, **218**, **278**.

No.	Title of Bill	Page
4	Introduced by Hibbs: A bill for an act entitled: "An act relating to the use of highways by non-resident car owners and accidents, collisions or liability incidental to their use and providing for the service of process upon the executor, administrator or personal representative of a deceased non-resident car owner using the highways within the State of Montana."	
Sub. 4	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Sections 53–202, 53–203 and 53–204, Revised Codes of Montana, 1947, relating to the use of highways by non-residents, and accidents, collisions or liability incidental to their use; and providing for the service of process upon such non-resident and upon his guardian and upon the executor, administrator or personal representative of such non-resident, if deceased."	218, 219, 483.
5	Introduced by Highway and Transportation Committee: A bill for an act entitled: "An act to create and establish the Montana Toll Bridge Authority; providing that the members of the State Highway Commission shall constitute the Montana Toll Bridge Authority; prescribing the powers and duties of such Toll Bridge Authority, including the power to establish and construct toll bridges upon any public highways of the state; providing for findings and determination by said authority concerning the necessity, advantage and practicability of any toll bridge and requiring estimates of costs and revenues; authorizing the issuance of toll bridge revenue bonds payable solely from the revenues of such toll bridges, and providing that such bonds shall not be a debt, liability or obligation of the State of Montana; providing for a lien upon bond proceeds; prescribing the powers of the Montana Toll Bridge Authority to secure the payment of such bonds; providing the creation of certain funds in connection with this act; providing for obtaining rights of way; providing for the letting of contracts by the State Highway Commission for the construction of toll bridges, and that the State Highway Engineer shall have charge of such construction and of the operation and maintenance of toll bridges and the collection of tolls thereon; empowering said Montana Toll Bridge Authority to fix rates of toll, and providing for accounting for revenues and declaring such tolls and revenues to be trust funds for the security and payment of revenue bonds; and repealing all acts and parts of acts in conflict herewith."	130, 133, 177, 187, 200, 202, 278.
6	Introduced by Worden: A bill for an act entitled: "An act relating to the preservation of business and public records by the preparation of photo-	

No.	Title of Bill	Page
	graphic copies thereof, providing that the originals thereof may be destroyed under certain conditions and that such copies may be used in place of the original."	320, 322, 451, 458, 461, 500.
7	Introduced by Larson, Tibbals, McQuitty, Mackay, Worden: A bill for an act entitled: "An act relating to review of federal aid administrative budgets; providing for submission of a budget of contemplated expenditures for administrative purposes of all state agencies, departments or institutions entrusted with the administration of such aid through the State Controller to the Legislative Assembly for approval; providing that if the Legislative Assembly is not in session the approval of the Governor shall be obtained before submission to the appropriate federal agency; and repealing all acts and parts of acts in conflict herewith."	99, 101, 451, 457, 482, 500, 510, 538, 565.
8	Introduced by Larson, Mackay, McQuitty: A bill for an act entitled: "An act to amend Section 4 of Chapter 194, Laws of 1951; providing for standardizing classifications of expenditures in operating budgets; defining classifications; requiring that such standardized classifications be applied in the preparation of all operating budgets; by adding Subsection (c) providing for a quarterly allotment system of expenditures as to certain offices, departments, bureaus, commissions, institutions or agencies when authorized by the Governor; and repealing all acts and parts of acts in conflict herewith."	142, 143, 451, 458, 462, 500.
9	Introduced by Tibbals, Larson, Mackay, McQuitty, Worden: A bill for an act entitled: "An act to amend Sections 53–501, 53–503, 53–504, 53–505, 53–507, 53–508, 53–510, Revised Codes of Montana, 1947, relating to state owned vehicles, custody-regulation of use-lettering; providing for the painting of all state owned vehicles, except in the instance of the Governor, the Highway Department and the Highway Patrol; providing for the transfer of custody of state owned vehicles from the State Board of Examiners to the Governor; providing for the transfer of authority on regulation of use of state owned vehicles from the Board of Examiners to the Governor; providing for the specifications for state owned vehicles; providing for the transfer of all records of state owned vehicles from the Board of Examiners to the office of the State Controller for the State of Montana; providing for penalty for violation of this act; providing for the effective date and repealing	

No.	Title of Bill	Page
	Sections 53–502, 53–509, and all acts and parts of acts in conflict herewith."	218, 219, 451, 458, 461, 483, 500, 511, 538.
10	Introduced by Mackay, Tibbals, Larson: A bill for an act entitled: "An act to amend Chapter 10 of Title 82 of the Revised Codes of Montana, 1947, relating to examination of accounts of cities, towns and school districts of the first and second class, and in particular, amending Section 82–1008 of the Revised Codes of Montana, 1947, as it relates to examination of accounts of school districts of the first and second class, and providing an annual audit of all school districts within the state whose total appropriations or expenditures exceed ten thousand dollars ($10,000.00) annually; providing that the State Examiner shall prescribe the audit procedure; providing that the school board shall engage the services of the State Examiner or a qualified certified public accountant to make audit; providing for an increase of State Examiner's fee; providing that a copy of said audit be filed with the County Superintendent of Schools; providing that said superintendent publish such audit; providing that the cost of the annual audit be borne by the school district; and repealing all acts and parts of acts in conflict herewith."	393, 394, 492, 505, 517.
11	Introduced by Mackay, Tibbals, Larson: A bill for an act entitled: "An act to amend Chapter 18 of Title 75 of the Revised Codes of Montana, 1947, relating to examination of school district books—accounting methods to be prescribed—reports, and in particular, amending Section 75–1831 of the Revised Codes of Montana, 1947, relating to annual examination and audit of books and records; providing an annual audit of all school districts within the state whose total appropriations or expenditures exceed ten thousand dollars ($10,000.00) annually; providing that the State Examiner shall prescribe the audit procedure; providing that the school board shall engage the services of the State Examiner or a qualified certified public accountant to make audit; providing that a certified copy be filed with the County Superintendent of Schools; providing for publication; providing that the cost of the annual audit be borne by the school district; and repealing all acts and parts of acts in conflict herewith."	426, 427, 493, 504, 517.
12	Introduced by Worden, Larson, Tibbals: A bill for an act entitled: "An act to amend Section 94–4208, Revised Codes of Montana, 1947, relating to carrying into prison things useful to aid in an escape; to provide that any person who shall furnish or attempt to furnish, or aid or assist in furnishing to any prisoner confined in the State Prison, any alcohol, brandy, whiskey, rum, gin, beer, ale,	

No.	Title of Bill	Page
	porter, wine, spirituous, vinous, malt, or fermented liquor, liquids or compounds, whether medicated, proprietary, patented or not, and by whatever name called, containing over half of one per centum or more of alcohol by volume which are fit for use for beverage purposes; knives, razors, drugs, narcotics, guns, ammunition, ropes, ladders, civilian clothing, or money direct to such prisoner, shall be deemed guilty of a felony and upon conviction thereof shall be punished by imprisonment in the State Prison for a term not exceeding ten (10) years, or a fine not exceeding ten thousand dollars ($10,000.00), or both."	
Sub. 12	Introduced by Committee on Judiciary: A bill for an act entitled: "An act providing that any person who, without the consent of the warden, shall furnish or attempt to furnish, or aid or assist in furnishing to any prisoner confined in the State Prison, any alcohol, brandy, whiskey, rum, gin, beer, ale, porter, wine, spirituous, vinous, malt, or fermented liquor, liquids and compounds, whether medicated, proprietary, patented or not, and by whatever name called, containing one-half (½) of one per centum (1%) or more of alcohol by volume which are fit for use for beverage purposes, knives, razors, drugs, narcotics, guns, ammunition, ropes, ladders, civilian clothing, or money to such prisoner, or any prisoner who, without the consent of the warden, shall receive, attempt to receive, or aid or assist in receiving or attempting to receive any of such things, shall be deemed guilty of a felony and upon conviction thereof shall be punished by imprisonment in the State Prison for a term not exceeding ten (10) years, or a fine not exceeding ten thousand dollars ($10,000.00), or both."	157, 159, 482, 500, 510, 538, 565.
14	Introduced by Larson, Tibbals, Mackay, McQuitty, Worden: A bill for an act entitled: "An act to amend Sections 62–301, 62–307, 62–310, 62–311 and 62–314 of the Revised Codes of Montana, 1947, to abolish the State Park Commission and transfer the powers and duties thereof to the State Highway Commission; and to repeal Sections 62–302, 62–303 and 62–313 of the Revised Codes of Montana, 1947."	114, 115, 267, 419, 421, 501, 519, 527, 565.
15	Introduced by Anderson (Chouteau), Larson, Tibbals, Robinson, Worden: A bill for an act entitled: "An act to provide for the filing of quarterly reports with the County Clerk and Recorder of each county concerning recipients of public assistance and employees of County Welfare Boards by said boards, declaring such reports to be public records, providing for destruction of records after four (4) years from date of filing, prohibiting mis-	

No.	Title of Bill	Page
	use of public assistance information, declaring such misuse to be a misdemeanor, providing the penalty therefor, and repealing all acts and parts of acts in conflict herewith."	256, 257, 491, 518, 527, 544, 577.
16	Introduced by Anderson (Chouteau), Larson, Tibbals, Mackay, Worden, McQuitty: A bill for an act entitled: "An act to provide for agreements by applicants for and recipients of public assistance other than aid to dependent children acknowledging the amount of all assistance as an obligation to be secured by a lien upon real property of such applicants and recipients; prohibiting public assistance to applicants and recipients who have deprived themselves of property, or who have within five (5) years of application for public assistance transferred real property or interests therein without adequate consideration, for the purpose of qualifying for assistance; providing for the filing and satisfaction of such liens, the effect of filing as constructive notice, and the priority of such liens; providing for the foreclosure of such liens and limiting the right of foreclosure under certain conditions; providing for the date of attachment of said lien and directing the securing of said agreements from present recipients of public welfare by county departments and the suspension of assistance payments to recipient failing to execute and return said agreements prior to July 1, 1953; providing for recovery from the estates of deceased recipients and limiting said recovery under certain conditions; specifying the effect of such lien upon property held in joint tenancy; providing for safeguarding the interests of recipients of public assistance; providing for distribution of amounts recovered; all acts and parts of acts in conflict herewith hereby are repealed; provided that nothing in this act contained shall be construed to repeal all or any part of Section 71–412, Revised Codes of Montana, 1947, and repealing all acts and parts of acts in conflict herewith."	256, 257, 491, 518, 527, 544, 589.
17	Introduced by Tibbals, Mackay, McQuitty, Larson, Worden: A bill for an act entitled: "An act relating to and providing for monetary contribution to the support of certain needy persons by certain relatives thereof; imposing additional duties upon county public welfare departments in relation thereto; establishing a scale of monetary contribution; providing for the securing of certain financial information from the State Board of Equalization, prohibiting the divulging of any information so secured and prescribing the penalty therefor; providing for a cause of action in needy persons against certain relatives and the subrogation of that right to the State Department of Public Welfare; providing for the prosecution of said cause of action and the application of the pro-	

No.	Title of Bill	Page
	ceeds from any judgment so secured; repealing Section 71–102, Revised Codes of Montana, 1947; reserving from the repealing clause Sections 61–104, 61–124, 61–125, 61–126, 94–301 and 94–304, Revised Codes of Montana, 1947, and repealing all other acts and parts of acts in conflict herewith."	256, 257, 492, 518, 528, 544, 577.
18	Introduced by Tibbals, Mackay, Worden, McQuitty, Larson: A bill for an act entitled: "An act to amend Section 69–102 of the Revised Codes of Montana, 1947, as previously amended in Chapter 57, Session Laws of 1949; to provide that regular meetings of the State Board of Health shall be held not less than once every two (2) months."	426, 428, 501, 519, 528, 565.
19	Introduced by Larson, McQuitty, Worden, Mackay, Tibbals: A bill for an act entitled: "An act to amend Section 71–204, Revised Codes of Montana, 1947, relating to the authority of the State Board of Public Welfare over rule making, and general policy and the administrative and executive authority and functions of the state administrator and repealing all acts and parts of acts in conflict herewith."	142, 143, 206, 224, 226, 241, 244, 523, 524, 589.
20	Introduced by McQuitty, Worden, Mackay, Tibbals, Larson: A bill for an act entitled: "An act to amend Sections 60–101, 60–102 and 60–103, Revised Codes of Montana, 1947, relating to the regulations of oil and gas wells to prevent waste and the enforcement of such regulations and transferring the duties thereof from the Board of Railroad Commissioners of the State of Montana to the Oil Conservation Board of the State of Montana."	426, 428, 520, 542.
21	Introduced by Tibbals, Larson, McQuitty, Worden, Mackay: A bill for an act entitled: "An act to amend Section 71–202, Revised Codes of Montana, 1947, relating to the appointment of the members of the State Board of Public Welfare, their removal, qualifications, salary, term and tenure of office, their powers and duties, and repealing paragraph (f) of Section 71–202 and repealing all acts and parts of acts in conflict herewith."	142, 143, 206, 224, 226, 254.
22	Introduced by Mackay, Tibbals, Worden, McQuitty, Larson: A bill for an act entitled: "An act to amend Section 87–117 of the Revised Codes of Montana, 1947, to provide that appointments to the Unemployment Compensation Commission shall be made by and with the consent of the Senate; that the two other members shall be selected by the Governor, one from each political party, for a term of four years each provided that	

No.	Title of Bill	Page
	the term of one of those first appointed after this act takes effect shall be for two years."	114, 115, 404, 421, 427, 439, 440, 456, 488.
23	Introduced by Hibbs: A bill for an act entitled: "An act to amend Section 93–6207 of the Revised Codes of Montana, 1947, relating to the issuance of an order for the service of summons in an action to quiet title to real property upon all unknown claimants, by publication and relating to the affidavit of due diligence in seeking unknown claimants which is a prerequisite to such order and providing for the contents and effect of such affidavit and repealing all acts and parts of acts in conflict herewith."	157, 160, 455, 463, 467, 500.
26	Introduced by Hibbs: A bill for an act entitled: "An act relating to the filing of plats and providing for the inspections of plats by the county commissioners and the municipal council, and authorizing such council or board of county commissioners to make certain requirements before the filing thereof."	195, 196, 256, 269, 421, 433, 452, 459.
27	Introduced by Hibbs: A bill for an act entitled: "An act to amend Section 9482 of the Revised Codes of Montana of 1935, as codified in Section 93–6206, Revised Codes of Montana, 1947, and relating to the service of summons by publication in actions to quiet title to real property and providing that affidavits for publication of summons in certain cases shall be sufficient evidence of the diligence used to find diligent inquiry was made without detailing the facts constituting the inquiry, and repealing all acts and parts of acts in conflict herewith."	
Sub. 27	Introduced by Committee on Judiciary: A bill for an act entitled: "An act to amend Section 9482 of the Revised Codes of Montana of 1935 as codified in Section 93–6206, Revised Codes of Montana, 1947, and as amended by Chapter 66 of the Session Laws of 1949 relating to the service of summons by publication in actions to quiet title to real property and providing that affidavits for publication of summons in certain cases shall be sufficient evidence of the diligence used to find certain defendants if the affidavit recite the fact that diligent inquiry was made without therein detailing the facts constituting the inquiry, and repealing all acts and parts of acts in conflict herewith."	393, 394, 516, 533, 540, 589.
29	Introduced by Moritz and Mahoney: A bill for an act entitled: "An act to amend Section 23–503, Revised Codes of Montana, 1947, relating to the	

No.	Title of Bill	Page
	method of registering and prescribing persons before whom such registration may be made."	157, 160, 267, 421, 439, 440, 459.
30	Introduced by Moritz and Mahoney: A bill for an act entitled: "An act to amend Section 23–1302 and Section 23–1303, of the Revised Codes of Montana, 1947, relating to application of absentee or physically incapacitated persons and persons serving with or attached to the armed forces of the United States, for ballot, prescribing the form of application for such ballot, and repealing all acts and parts of acts in conflict herewith."	142, 143, 268, 421, 439, 441, 452, 471.
31	Introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "A bill to repeal certain sections of the Revised Codes of Montana, 1947, relating to stallions and jacks, namely: Sections 46–1301, 46–1302, 46–1303, 46–1304, 46–1305, 46–1306, 46–1307, 46–1308, 46–1309, 46–1310, 46–1311, 46–1312, 46–1313, 46–1314, 46–1315, 46–1316, 46–1317, and 46–1318, Revised Codes of Montana, 1947, relating to the enrollment or registration of stallions or jacks by a Stallion Registration Board, all of which sections are a part of and together comprise Chapter 13 of Title 46 of the Revised Codes of Montana, 1947, Section 45–1116, Revised Codes of Montana, 1947, requiring a stallion keeper to file a statement with the county clerk, Section 45–1117, Revised Codes of Montana, 1947, relating to publication of false pedigrees, and Section 45–1118, Revised Codes of Montana, 1947, relating to the lien for services of a stallion, which Sections 45–1116, 45–1117, and 45–1118 are a part of Chapter 11 of Title 45 of the Revised Codes of Montana, 1947; providing that this act shall be in full force and effect from and after its passage and approval."	142, 143, 230, 233, 238, 278.
32	Introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "An act providing for the regulation of the practice of artificial insemination of animals and poultry in the State of Montana by the Montana Livestock Sanitary Board; defining certain terms used herein; providing for licensing of artificial inseminators; empowering the Livestock Sanitary Board to prescribe rules and regulations defining a course on artificial insemination; empowering the Livestock Sanitary Board to prescribe rules and regulations for examination of candidates; authorizing the Livestock Sanitary Board to conduct examination of applicants; authorizing the Livestock Sanitary Board to conduct hearings to revoke or to refuse to renew licenses of artificial inseminators; empowering the Livestock Sanitary Board to promulgate such reasonable rules, regulations and orders as may be necessary to administer this act; re-	

No.	Title of Bill	Page
	quiring licensed artificial inseminators to maintain certain records; specifying only certain sires may be used for artificial insemination; providing penalties for violation of this act; providing that if any part of this act is adjudged invalid, inoperative, or unconstitutional, such decision shall not affect, impair or invalidate the remaining portions of this act; providing for the repeal of all acts and parts of acts in conflict herewith; and providing this act shall be in full force and effect from and after its passage and approval."	179, 247, 269, 274, 363.
33	Introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "An act providing for the regulation of the business or industry of treating garbage for feeding to swine or other animals and of feeding garbage to swine or other animals; providing for licensing of 'garbage feeders,' as that term is defined herein; payment of license fees collected hereunder into the general fund of the State of Montana; promulgation by the Livestock Sanitary Board of reasonable rules and regulations and orders and the scope thereof; empowering representatives of the Livestock Sanitary Board to enter upon private or public property to inspect and investigate certain conditions and empowering said board to require maintenance of certain records; providing for restraint of the operation of any garbage feeder by the Livestock Sanitary Board or its agent, with notice, except where a menace to public or animal health requires immediate and summary abatement; providing for revocation of licenses by the Livestock Sanitary Board or the State Veterinary Surgeon; providing methods of appeal from both restraining orders and revocations and for hearing by the district court; empowering the Livestock Sanitary Board or its agent to administer oaths, subpoena witnesses, and receive evidence in order to carry out the provisions of this act; prescribing a standard for cooking garbage; prohibiting the treating or feeding of garbage removed from or originating on airplanes; exempting from the application of this act persons who feed only their own household garbage to swine or other animals; providing penalties for violation of this act; providing that if any part of this act is adjudged invalid, inoperative, or unconstitutional, such decision shall not affect, impair, or invalidate the remaining portions of this act; providing for the repeal of all acts and parts of acts in conflict herewith; and providing this act shall be in full force and effect from and after its passage and approval."	179, 180, 230, 233, 238, 239, 315.
34	Introduced by Padbury: A bill for an act entitled: "An act to amend Title 91, Section 4414 (91–4414), of the Revised Codes of Montana, 1947, by amend-	

No.	Title of Bill	Page
	ing Subsection (1), relating to inheritance tax and transfers totally exempt."	142, 144, 456, 463, 467, 500.
35	Introduced by Tibbals: A bill for an act entitled: "An act providing for withholding of income tax at its source, mode of collection, lien, enforcement and penalties, to be added as Section 4938 of Chapter 49, Title 84, of the Revised Codes of Montana, 1947, as amended."	427, 428, 461.
37	Introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: "An act to amend Section 38–406 of the Revised Codes of Montana, 1947, to increase from six (6) weeks to four (4) months the period of retention of voluntary applicants for admission to Montana State Hospital."	195, 196, 240, 245, 251, 290.
38	Introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: "An act to amend Section 38–506 of the Revised Codes of Montana, 1947, to provide for termination of parole of patients from Montana State Hospital by discharge of patients paroled continuously for a period of two years, or who shall have escaped from said institution and shall not have been returned thereto within a period of two (2) years; providing for notice of such discharge to be given to the court by which the patient was committed; providing that no person so discharged shall be recommitted to said hospital except by court order made as by law, provided for committment in the first instance."	195, 196, 240, 245, 250, 251, 455, 463, 467, 496, 536.
39	Introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: "An act to amend Section 91–4704 of the Revised Codes of Montana to provide that notice of the hearing to be had upon petition of persons adjudged incompetent, to have their civil rights restored, shall be given to the superintendent of Montana State Hospital in all cases in which the petitioner was committed to said hospital, and further to provide that the clerk of the court by which such petition is determined shall mail to the superintendent of the State Hospital a copy of the decision rendered by the court upon such petition."	195, 196, 240, 245, 267, 273, 315.
40	Introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: "An act to provide that the superintendent or acting superintendent of the Montana State Hospital may accept patients at said hospital prior to legal commitment when in his discretion immediate hospitalization for such patients is necessary; provided that within five (5) days after admission of such patients	

No.	Title of Bill	Page
	they shall either be legally committed or released and discharged."	427, 428, 502, 519, 528, 577.
41	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–3406 of the Revised Codes of Montana, 1947, as amended by Chapter 189, Laws of 1951, relating to requirements as to buses, drivers and operation of school buses by providing for increases in the amount of personal liability insurance to be carried."	362, 363, 471, 478, 485, 566, 589.
42	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–1630 of the Revised Codes of Montana, 1947, as amended by Chapter 207, Laws of 1951, relating to transfer of funds for pupils attending school outside of their own district, by providing for reciprocal agreements on tuition payments between Montana and neighboring states."	157, 160, 190, 200, 202, 241.
43	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–4230, Revised Codes of Montana, 1947, as amended by Chapter 106, Laws of 1951, relating to attendance outside of county of residence—transfer of apportionments, by providing for reciprocal agreements on tuition payments between Montana and neighboring states."	157, 160, 190, 200, 202, 254.
44	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–3308 of the Revised Codes of Montana, 1947, relating to the authority for regulating design, construction and operation of school buses by providing additional qualifications for school bus drivers."	427, 428, 521, 533, 542, 543, 555.
45	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–1813, Revised Codes of Montana, 1947, as amended by Chapter 32, Laws of 1951, relating to consolidated districts, procedure in event of consolidation and bonded debts to provide for the division of a third class district upon consolidation with first and second class districts."	157, 160, 190, 200, 202, 264.
46	Introduced by Committee on Education: A bill for an act entitled: "An act to amend Section 75–4602 of the Revised Codes of Montana, 1947, as amended by Section 2 of Chapter 188, Laws of 1951, relating to the division of a county into high school districts by the County Commission by	

MONTANA LEGISLATIVE COUNCIL
LIBRARY

No.	Title of Bill	Page
	providing for high school districts in that part of a county where joint districts exist."	374, 375, 537, 543, 554, 566, 595.
47	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 32–314, Revised Codes of Montana, 1947, relating to inspection of highways and construction work—compensation, and repealing all acts and parts of acts in conflict herewith."	157, 160, 255, 269, 421, 439, 441, 459.
48	Introduced by Valiton, Nutter, Ettien: A bill for an act entitled: "An act to submit to the qualified electors of the State of Montana, an amendment to Section 9 of Article VII of the Constitution of the State of Montana, relating to the power of the Governor to grant pardons, to remit fines and forfeitures, to grant commutation of any offenses committed against the criminal laws of the state; providing, that before granting pardons, remitting fines and forfeitures or commuting punishments, that the action of the Governor concerning the same shall be approved by a board, or a majority thereof, who shall be known as the Board of Pardons; and providing further that the Legislative Assembly, shall by law, prescribe for the appointment and composition of said Board of Pardons, its powers and duties; and to regulate the proceedings thereof."	179, 180, 291, 421, 438, 444, 456, 471.
49	Introduced by Worden and Larson: A bill for an act entitled: "An act to repeal Chapter 24 of Title 82 of the Revised Codes of Montana, 1947; relating to the abolishment of the State Temperance Commission."	218, 219, 404, 421, 437, 450.
50	Introduced by Larson, Tibbals, Anderson (Chouteau): A bill for an act entitled: "An act to amend Section 71–223, Revised Codes of Montana, 1947, as amended by Section 7, Chapter 199 of the Laws of 1951, relating to the right of appeal, the substitution of the State Board of Public Welfare for the State Department, making representation of the County Welfare Board at all appeal hearings held by the State Board of Public Welfare mandatory, and repealing all acts and parts of acts in conflict herewith."	179, 180, 207, 221, 226, 264.
51	Introduced by Larson, Tibbals, McQuitty, Worden, Mackay: A bill for an act entitled: "An act to create an Inter-Departmental Advisory Council to be known as the Council for Welfare and Health consisting of the executive officer of the State Board of Health, administrator of the Department of Public Welfare, warden of the Montana State Prison, president of the Industrial School, super-	

No.	Title of Bill	Page
	intendent of the Girls' Vocational School, president of the Montana State Hospital, superintendent of the Montana State Training School, superintendent of the Montana State Orphans' Home, president of the Montana State Tuberculosis Sanitarium, president of the Montana State School for the Deaf and Blind, supervisor of the home for the Senile Aged, and the State Controller, for the purpose of coordinating the work of the several executive departments and institutions of the state pertaining to health and welfare, to the end that matters of common concern to them may have their joint consideration and that duplication and overlapping may be eliminated and administrative efficiency increased."	218, 220, 404, 421, 136, 459.
52	Introduced by Mackay, Worden, Tibbals, McQuitty, Larson: A bill for an act entitled: "An act to create an interdepartmental advisory council to be known as the Agriculture and Livestock Council consisting of the executive officer of the Livestock Commission, the executive officer of the Livestock Sanitary Board, the executive officer of the State Board of Health, the Commissioner of Agriculture, the executive secretary of the Milk Control Board and the executive secretary of the Poultry Improvement Board for the purpose of coordinating the work of the several executive departments of the state pertaining to agriculture and livestock to the end that matters of common concern to them may have their joint consideration and that duplication and overlapping may be eliminated and administrative efficiency may be increased."	187, 284, 421, 432, 450.
54	Introduced by Ross, Robinson, Hatch, Cotton: A bill for an act entitled: "An act to empower the County Commissioners of any county to create mosquito control districts; providing the method to be followed in creating such districts; providing for the enlargement of such districts; providing for the creation and appointment of mosquito control boards and specifying the powers of such boards; providing for the creation of a State Mosquito Advisory Committee and prescribing the duties thereof; providing for a special tax to raise funds for mosquito control purposes; providing for the dissolution of such districts; providing penalties for the violation of certain provisions of the act, and providing for the organization of joint mosquito control districts."	241, 242, 464, 478, 499, 511, 512, 538, 565.
55	Introduced by Hibbs, Busch, Lindquist, Robins, Harken: A bill for an act entitled: "An act defining and prohibiting the waste of oil and gas in the State of Montana; creating and establishing	

No.	Title of Bill	Page
	the Oil and Gas Conservation Commission; defining the powers and duties of the commission with respect to conservation of oil and gas; providing for the enforcement of the act and the rules, regulations and orders of said commission; providing for the filing and hearing of complaints concerning waste of oil and gas, and for oaths, subpoenas, records, suits and appeals; providing for financing activities of the Oil and Gas Conservation Commission; repealing Sections 60–101 through 60–123 both inclusive, and Section 8–208, Revised Codes of Montana, 1947; and providing for effective date."	427, 428, 515, 533, 539, 550, 595.
56	Introduced by Anderson (Chouteau) and Padbury: A bill for an act entitled: "An act to safeguard the public in its purchase of ordinary household or medicinal drugs prepared in sealed packages or bottles by a manufacturer; to safeguard the public in its purchase of patent or proprietary medicines in the original package; to define the terms which may not be used in the sale of said drugs and remedies under certain conditions; and providing for severability."	179, 181, 248, 269, 274, 320, 321, 489, 490, 491, 504.
57	Introduced by Larson, McQuitty, Tibbals, Worden, Mackay: A bill for an act entitled: "An act to amend Section 1 of Chapter 116 of the Session Laws of Montana, 1949, relating to the permission of state institutions producing surplus commodities to trade or exchange them for needed supplies under certain conditions; permitting the giving away of surplus production to other state institutions and providing for the recommendation of the State Controller and approval by the Governor for said exchange."	179, 181, 225, 233, 238, 278.
58	Introduced by Mackay, McQuitty, Larson: A bill for an act entitled: "An act to amend Section 3–2313 of the Revised Codes of Montana, 1947, relating to licensing of egg graders to increase from one dollar ($1) per year to two dollars and fifty cents ($2.50) per year the license fee required to be paid."	195, 196, 284, 421, 432, 450.
59	Introduced by Mackay, McQuitty, Larson: A bill for an act entitled: "An act to amend Section 66–1910 of the Revised Codes of Montana, 1947, to provide for an increase in the amount of the bond required by said section to be filed by applicants from one thousand dollars ($1,000) to three thousand dollars ($3,000)."	232, 464, 478, 485, 507, 539.
60	Introduced by Mackay, McQuitty, Larson: A bill for	

No.	Title of Bill	Page
	an act entitled: "An act to amend Section 3–202 of the Revised Codes of Montana, 1947, relating to fees to be paid to State Sealer of Weights and Measures, to increase the amount of certain of the fees therein provided for."	241, 242, 284, 439, 444, 459.
61	Introduced by Committee on Public Lands: A bill for an act entitled: "An act to amend Section 81–928, Revised Codes of Montana, 1947, relating to the assessment and taxation of lands sold by the State of Montana and providing that such lands shall be subject to taxation to the full value thereof, and repealing all acts and parts of acts in conflict herewith."	195, 196, 456, 463, 468, 500.
64	Introduced by Working (by request): A bill for an act entitled: "An act to amend Section 66–1403 (3127) of the Revised Codes of Montana, 1947, relating to the educational qualifications for a license to practice osteopathy and the annual registration of such licenses, and to amend Section 66–1405 (3129), Revised Codes of Montana, 1947, relating to the examination given by the board and appeal therefrom; and repealing all acts and parts of acts in conflict herewith."	207, 208, 418, 439, 445, 456, 488.
65	Introduced by Busch, Evans, Wilson, McCabe, Nutter: A bill for an act entitled: "An act to amend Chapter 49 of the Session Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, relating to salary and expenses of stenographer, apportionment thereof, and repealing all acts and parts of acts in conflict herewith."	241, 242, 455, 463, 468, 496, 520.
66	Introduced by Brewer: A bill for an act entitled: "An act to amend Section 93–3010, Revised Codes of Montana, 1947, as previously amended by Section 2 of Chapter 122, 1951 Session Laws, relating to service of process on certain corporations by serving the Secretary of State; providing for the service of process upon the Secretary of State when the officers and agents of corporations who are or were doing business in the State of Montana, cannot be found in the State of Montana; providing that service by mailing must be made in certain types of actions."	195, 197, 483, 500, 510, 539.
67	Introduced by Bovey, Spear, Donahoe, Brenner, Keller, Valiton, Mackay: A bill for an act entitled: "An act empowering the Fish and Game Commission of the State of Montana to set aside deer seasons wherein deer may be hunted and taken only with bow and arrow; providing for regulations relating thereto; and providing that only the owner of a special bow and arrow license may	

No.	Title of Bill	Page
	hunt or take deer during such seasons as prescribed by said commission; providing for a license fee for bow and arrow hunters; providing that bow and arrow hunters not killing deer during bow and arrow season may procure a regular big game license and hunt during the regular deer season."	295, 296, 460, 470, 475, 496, 520.
68	Introduced by Committee on Mines and Mining. A bill for an act entitled: "An act to amend Section 25–231 of the Revised Codes of Montana, 1947, relating to the fees which must be charged and collected by the county clerks, and providing for the fees to be charged for recording and indexing each affidavit of annual labor on mining claims."	232, 266, 421, 439, 445, 459.
74	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26–105 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 6 of the Session Laws of the State of Montana, 1951, relating to the compensation of commissioners to provide that the members of the Fish and Game Commission shall receive a per diem of fifteen dollars ($15.00) per day while on official business and setting the annual limitation of compensation for each commissioner not to exceed six hundred dollars ($600.00)."	195, 197, 225, 233, 234, 238, 460, 470, 475, 520.
75	Introduced by Moss, Grandey, James: A bill for an act entitled: "An act to amend Section 9 of Chapter 142, Montana Session Laws of 1949, as amended by Chapter 91, Montana Session Laws of 1951, relating to renewals and duration of teachers' certificates, providing for renewals at five-year intervals upon a showing of teaching experience or additional educational training; repealing all acts in conflict."	320, 322, 537.
77	Introduced by Robinson, Anderson (Chouteau): A bill for an act entitled: "An act to amend Section 31–138 of the Revised Codes of Montana, 1947, relating to duplicate certificates."	195, 197, 240, 245, 273.
80	Introduced by Donahoe: A bill for an act entitled: "An act to amend Section 84–1505 of the Revised Codes of Montana, 1947, to provide that no return and assessment shall be made with respect to corporation license tax after the expiration of five (5) years from the date when such return is due."	425, 427, 504.
82	Introduced by Ross, Tibbals, Brenner, Keller: A bill for an act entitled: "An act to repeal Section	

No.	Title of Bill	Page
	83–110, Revised Codes of Montana, 1947, relating to consent to purchase of lands by the United States for National Forest purposes."	
Sub. 82	Introduced by Committee on Public Lands: A bill for an act entitled: "An act to amend Section 83–110, Revised Codes of Montana, 1947, relating to consent to purchase of lands by the United States for National Forest purposes, and providing for the consent of County Commissioners in the county wherein the land is located."	413, 520, 540, 550, 589.
84	Introduced by Cotton and Brewer: A bill for an act entitled: "An act amending Sections 11–966 and 11–2305 of the Revised Codes of Montana, 1947, relating to the limitations on the amounts of municipal indebtedness outstanding and maturing at any time."	427, 429, 483, 500, 509, 548.
85	Introduced by Nutter: A bill for an act entitled: "An act to amend Section 46–801 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 110, of the Session Laws of the 30th Legislative Assembly relating to the inspection of livestock before removal from any county in the state and providing that livestock may be removed from a county without inspection upon obtaining a livestock transportation permit where such livestock are transported to a livestock market licensed by the State of Montana but located in another county; to amend Section 46–802 of the Revised Codes of Montana, 1947, relating to the duties of state stock inspectors and deputy state inspectors and providing for the issuance of livestock transportation permits for livestock going to a licensed livestock market; to amend Section 48–804 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 106 of the Session Laws of the 30th Legislative Assembly relating to the fees for inspection of livestock and providing for a fee for the issuance of a livestock transportation permit and elimination of the maximum charge to be collected from any one person for the service of inspection; to amend Section 46–806 relating to the penalties for violation of the livestock inspection laws and providing a penalty for failure to obtain a livestock transportation permit when required; and repealing all acts and parts of acts in conflict herewith."	
Sub. 85	Introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "An act to amend Section 46–801 of the Revised Codes of Montana, as amended by Section 1 of Chapter 110, of the Session Laws of the 30th Legislative Assembly relating to the inspection of livestock before removal from any county in the state and providing that livestock may be removed from a	

No.	Title of Bill	Page
	county without inspection upon obtaining a market consignment permit where such livestock are transported to a livestock market licensed by the State of Montana but located in another county; to amend Section 46–802 of the Revised Codes of Montana, 1947, relating to the duties of state stock inspectors and deputy state stock inspectors and providing for the issuance of market consignment permits for livestock going to a licensed livestock market; to amend Section 46–804 of the Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 106 of the Session Laws of the 30th Legislative Assembly relating to the fees for inspection of livestock and providing for a fee for the issuance of a market consignment permit and elimination of the maximum charge to be collected from any one person for the service of inspection; to amend Section 46–806 of the Revised Codes of Montana, 1947, relating to the penalties for violations of the livestock inspection laws and providing penalties for violations of this act."	427, 429, 464, 478, 500, 511, 538, 577.
86	Introduced by Nutter: A bill for an act entitled: "An act to amend Section 84–1816, Revised Codes of Montana, 1947, relating to use of state highway fund on federal highway system, providing for the expenditure of highway funds for the dissemination of public information and limiting said expenditures for dissemination of public information to seven per cent (7%) of the administrative fund as provided for in Section 84–1812, and declaring policy of the State of Montana in reference to the dissemination of public information."	427, 429, 493, 500, 519, 529, 544.
87	Introduced by Nutter: A bill for an act entitled: "An act to amend Section 84–1812, Revised Codes of Montana, 1947, relating to distribution of proceeds of tax funds, providing for the expenditure of highway funds for the dissemination of public information and limiting said expenditures for dissemination of public information to seven per centum (7%) of the administrative fund as provided for in Section 84–1816, and declaring policy of the State of Montana in reference to the dissemination of public information."	427, 429, 494, 500, 519, 529, 544.
88	Introduced by Nutter: A bill for an act entitled: "An act relating to the investigation of contractual awards of the State of Montana; declaring the purposes of this act; creating a commission to investigate contracts awarded by the State of Montana for the construction of buildings and improvements, architectural and engineering services in connection therewith, public works, highways, bridges and highway improvements; naming	

No.	Title of Bill	Page
	of such commission; and prescribing the powers and duties of such commission."	427, 429, 488, 497, 525, 548, 566.
90	Introduced by Dokken and Worden: A bill for an act entitled: "An act relating to the sale of personal property or services under prearranged funeral plans; requiring the proceeds thereof to be held in trust for the purposes intended; providing penalties for violations, and fixing the effective date of this act."	270, 271, 501, 519, 529, 589.
92	Introduced by Committee on Fish and Game: A bill for an act entitled: "An act to amend Section 26–401 of Chapter 4 of the Revised Codes of Montana, 1947, relating to the protection of beaver; permits and fee, tagging, importing and exporting of skins; expiration of permits; and granting authority to the Fish and Game Commission to declare an open season on beaver when beaver have increased in numbers, and to promulgate rules and regulations under which beaver may be trapped."	218, 220, 460, 470, 476, 536.
94	Introduced by Anderson (Chouteau) (by request): A bill for an act entitled: "An act to amend Sections 27–202, 27–203, 27–204, 27–205, 27–206, 27–207, 27–210 and 27–211, Revised Codes of Montana, 1947, being part of the Montana Insecticide, Fungicide, and Rodenticide Act of 1947, relating to prevention of the manufacture, shipment and sale of adulterated or misbranded insecticides, fungicides, rodenticides, herbicides, and other economic poisons within the State of Montana; providing for the registration and examination of said materials by the State Board of Health of the State of Montana; prescribing the powers and duties of said board, and the powers and duties of the director of the Agricultural Experiment Station of Montana State College, including the power of either and both to make rules and regulations within the scope of said sections and this act upon and in connection with said subjects of regulation; providing penalties for violation of said sections and this act; providing for the disposal of fines, effecting seizures, delegation of duties by said board, cooperation by said board with other governmental agencies; and to abolish the title of 'Director,' and to charge said board, as a board, with the responsibility for the administration and enforcement of said sections and this act, and to prescribe that all personnel employed or appointed by the board under this act shall function under the continuing supervision of said board and subject to its order and regulations."	427, 429, 542, 551, 595.
95	Introduced by Anderson (Chouteau) (by request):	

No.	Title of Bill	Page
	A bill for an act entitled: "An act to bring up-to-date and in harmony with current standards recognized herein and adopted hereby certain provisions of Chapter 1, entitled 'Pure Food and Drug Act' under Title 27, Revised Codes of Montana, 1947, entitled 'Food and Drugs,' and for such purposes to amend three sections of the Revised Codes of Montana, 1947, under said chapter, namely Sections 27–110, 27–112 and 27–117, Revised Codes of Montana, 1947, which sections contain references to the Federal Food and Drug Act of June 30, 1906, and to rules and regulations promulgated thereunder by its administrators, while the same were in force, and which federal act (and the rules and regulations promulgated thereunder) were afterwards repealed by the Congress of the United States under and by the provisions of the Federal Food, Drug and Cosmetic Act of June 25, 1938, 52 U. S. Statutes at Large 1040, and following sections thereunder upon such subject (Title 21 U. S. C. 301, and following sections thereunder upon such subjects), and to substitute for the references to such repealed act of 1906, and to the rules and regulations promulgated thereunder, references to the said Federal Food, Drug and Cosmetic Act, approved June 25th, 1938, as revised, amended and supplemented, references to the rules and regulations promulgated thereunder, to the extent herein prescribed, and not otherwise; and to charge the State Board of Health of the State of Montana with the responsibility for the administration and enforcement of the 'Pure Food and Drug Act' of Montana, and all other acts whereby powers and functions are placed in said board and duties are assigned to said board in the field of food and drug regulation; and to authorize and direct the said State Board of Health to adopt, subject to the limitations and conditions of this act set forth, the food and drug standards of, and the rules and regulations authorized under and by, the Federal Food, Drug and Cosmetic Act of 1938, as amended, and as supplemented, for application to the State of Montana; and to make the board, as a board, the responsible administrative agency in the administration and enforcement of such laws; and to repeal Section 27–114, Revised Codes of Montana, 1947."	427, 430, 502.
97	Introduced by Robins: A bill for an act entitled: "An act providing for the appointment of County Planning Commissions, prescribing the powers, duties, and financing thereof; providing for zoning, land regulations and subdivisions controls and defining the limits thereof; providing for building permits; and repealing all acts and parts of acts in conflict herewith."	427, 430, 472, 478, 485, 536.
98	Introduced by Fish and Game Committee: A bill for an act entitled: "An act to amend Section 26–205	

No.	Title of Bill	Page
	of the Revised Codes of Montana, 1947, as amended by Chapter 142 of the Laws of 1951, relating to the classes of licenses for hunting and taking game and fish and fur-bearing animals within the State of Montana; the fees and powers under such licenses; providing rules for determining residence for the purpose of issuing resident hunting and fishing licenses; placing a limitation on the issuance of big game licenses to children under the age of twelve (12) years; providing for the tagging of big game animals and fixing penalty for violation of the act, and repealing all acts and parts of acts in conflict herewith."	207, 208, 225, 233, 244, 460, 470, 475, 520.
104	Introduced by Anderson (Chouteau), Scofield, Wallace: A bill for an act entitled: "An act to repeal Sections 89–201, 89–202, 89–203, 89–204, 89–205, 89–206, 89–207, 89–208, 89–209, 89–210, 89–211, 89–212, 89–213, 89–214, 89–215, of the Revised Codes of Montana, 1947, comprising the 'State Electrification Authority Act'."	427, 431, 492, 500, 509, 538, 539.
107	Introduced by Nesvig, Mahoney, Hofland, Busch, Grandey, Keller: A bill for an act entitled: "An act to amend Section 24–138 of the Revised Codes of Montana, 1947, and as amended in Chapter 55, Thirty-second Legislative Assembly Session Laws, 1951, relating to the duties of owner of poles and wires upon notice being given by any person, firm or corporation of intention to move any house, building, derrick, or other structure; and providing that any person, firm or corporation moving any house, building, derrick or other structures within the limits of any city, town or any county shall pay the necessary and reasonable expense of removing such poles, or raise or cut such wires, and repealing all acts or parts of acts in conflict therewith."	362, 364, 451, 458, 462, 496, 500, 564.
108	Introduced by Hatch, Ross, Cotton, Scofield, James, Mahoney: A bill for an act entitled: "An act to amend Section 84–1817, of the Revised Codes of Montana, 1947, relating to the method for the determination and distribution of the state highway fund for construction purposes, repealing all acts and parts of acts in conflict herewith, and providing an effective date hereof."	427, 431, 473, 488, 499, 500, 508, 524, 542, 551, 595.
109	Introduced by Hatch et al.: A bill for an act entitled: "An act to amend Section 84–1816 of the Revised Codes of Montana, 1947, relating to the use of state highway fund on federal highway system."	427, 431, 473, 488, 499, 524, 542, 551, 595.

No.	Title of Bill	Page
110	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 84–702, Revised Codes of Montana, 1947, relative to the qualification and compensation of the State Board of Equalization and repealing all acts and parts of acts in conflict herewith."	270, 271, 456, 463, 468, 500.
111	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 3–103 of the Revised Codes of Montana, 1947, relating to bonds, salary and office of Commissioner of Agriculture and repealing all acts and parts of acts in conflict herewith."	241, 243, 373, 421, 431, 450.
112	Introduced by Padbury: A bill for an act entitled: "An act to amend Section 31–135 of the Revised Codes of Montana, 1947, as amended by Chapter 135, Laws of the Thirty-second Legislative Assembly, 1951, relating to the drivers licenses issued to operators and chauffeurs driving motor vehicles upon highways of and in the State of Montana."	270, 271, 455, 463, 469, 520.
113	Introduced by Working, Brenner and James: A bill for an act entitled: "An act authorizing the leasing of real property owned by counties, cities, towns, school districts and other political subdivisions for exploration and production of oil, gas and other hydrocarbons and authorizing the pooling or unitization of such real property with other real property."	
Sub. 113	Introduced by Committee on Oils and Leases: A bill for an act entitled: "An act authorizing the leasing for oil and gas development purposes of real property owned by counties, cities, towns, school districts or incorporated political subdivisions; providing for minimum royalties and maximum terms of such leases; providing that nothing contained in this act shall authorize the leasing of lands acquired by a county by tax deed except under the provisions of Section 84–4194 of the Revised Codes of Montana, 1947; authorizing the pooling or unitization of such real property, with other real property; and providing that leases of real property acquired or held for a specific purpose shall contain protective provisions to prevent interference by the lessee with the normal use of such real property for such purpose."	393, 395, 471, 478, 486, 520.
118	Introduced by Lott: A bill for an act entitled: "An act authorizing the creation and establishment of public hospital districts; relating to the territory that may be included within any such district; providing procedures for the creation of such dis-	

No.	Title of Bill	Page
	tricts upon petition to the Board of County Commissioners of any county; and for elections upon the question of creating such districts; prescribing the qualifications of petitioners for the creation of such districts and requiring persons voting at elections for the creation of such district to be taxpayers upon property within such districts; defining the powers of such districts; providing for the management of such districts by a board of trustees, and for the administration of the funds of such districts by such board of trustees; and providing procedures for the annexation of additional land area within any such district, and for the dissolution of such districts."	362, 364, 456, 458, 462, 496, 520.
119	Introduced by Grandey, Evans, Angstman: A bill for an act entitled: "An act to provide for reciprocal allowance of credits for refunds, retirement allowance, death benefit, or disability allowance between the Public Employees' Retirement System of Montana and the Teachers' Retirement System of the State of Montana and for the transfer of certain funds between said systems."	393, 395, 460, 470, 476, 520.
126	Introduced by Evans and Tibbals: A bill for an act entitled: "An act to amend Section 16–1015, Revised Codes of Montana of 1947, as amended by Chapter 169 of the Thirty-second Legislative Assembly, 1951, relating to taxation to defray current expenses including salaries otherwise unprovided for, and repealing all acts and parts of acts in conflict herewith."	232, 233, 504, 519, 530, 577.
131	Introduced by Balgord: A bill for an act entitled: "An act to repeal Section 89–901 and Section 89–902 of the Revised Codes of Montana, 1947, relating to the approval and ratification of the Yellowstone River Compact."	256, 258, 312, 421, 434, 450.
132	Introduced by Balgord: A bill for an act entitled: "An act relating to the administration of the Yellowstone River Compact; defining the purpose of the act; providing for the filing of statement with State Engineer of all appropriative claims to the use of water of interstate tributaries of the Yellowstone river acquired after January 1, 1950; defining interstate tributaries; providing for the installation of measurement devices; providing for the measurement of water; authorizing State Engineer to make reasonable rules and regulations; authorizing State Engineer to make records available to the Yellowstone River Compact Commission; providing that County Attorneys shall perform certain services; providing for penalties	

No.	Title of Bill	Page
	for violations; and repealing of all acts or parts of acts in conflict with the provisions of this act."	232, 233, 265, 286, 421, 433, 459.
134	Introduced by Working, Robins, Wenger: A bill for an act entitled: "An act to amend Section 38–809 of the Revised Codes of Montana, 1947, pertaining to applications into the State Training School at Boulder, Montana, and providing for hearings and evidence to determine who shall be admitted, and making the amount of money to be paid by the person legally liable for the support of the person to be admitted a sum of not to exceed two dollars ($2.00) per day."	362, 364, 447, 450, 452, 465, 472, 474, 501, 518, 530, 544, 577.
135	Introduced by Busch: A bill for an act entitled: "An act to amend Section 91–3108 of the Revised Codes of Montana, 1947, relating to the procedure required to be taken by an executor, administrator, or any person interested in an estate to obtain an order to lease realty belonging to an estate and providing the terms and provisions of such lease or leases."	295, 296, 455, 463, 469, 496, 536.
137	Introduced by Keller, James, Harken, Grandey, Padbury, Hibbs: A bill for an act entitled: "An act to amend Section 75–1618 of the Revised Codes of Montana, 1947, relating to qualifications of electors."	
Sub. 137	Introduced by Committee on Education: A bill for an act entitled: "An act to provide that at school elections held for the purpose of voting upon questions of extra taxation for school purposes and bond issues for school purposes, qualified voters shall be only those electors who have resided in the school district for one year next preceding the election; to amend Section 75–1618, 75–3805, and 75–3937 of the Revised Codes of Montana, 1947."	413, 414, 537, 543.
141	Introduced by Robins: A bill for an act entitled: "An act to provide for the payment of fees and issuance of permits to persons, firms and corporations transporting new vehicles over the highways, from manufacturing or assembling points to dealers in this state or in other states, territories, foreign countries or provinces, by drive-away or tow-away methods, where such vehicle will only be transported on the highways of Montana once; providing for the fees for issuance of transit plates; providing for the collection of such fees by the Registrar of Motor Vehicles; providing for the display of such transit plates; providing for the furnishing of list of per-	

No.	Title of Bill	Page
	mit holders and transit plates to the State Highway Commission; providing for the payment of trip fees; providing for the deposit of 95 per cent of such funds from trip fees in the state highway fund in the state treasury; providing that the fees are in addition to fees due and payable by for-hire carriers; providing that the fees are in lieu of certain other fees and are in consideration of the use of the highways of this state; providing that this act shall not apply to certain vehicles; and repealing all acts and parts of acts in conflict herewith."	241, 243, 425, 442, 446, 448, 471.
142	Introduced by Anderson (Pondera): A bill for an act entitled: "An act to amend Section 84–4907 of the Revised Codes of Montana, 1947, as amended by Chapter 17, Session Laws of 1951, by exempting from payment of income taxes certain benefits, compensation and allowances paid by the Veterans' Administration of the United States government to veterans of military service, and certain payments to persons on active military service; repealing all acts and parts of acts in conflict herewith."	319, 395, 456, 463, 469, 500.
143	Introduced by Grandey, Alley, Working, James: A bill for an act entitled: "An act to amend Section 75–1632, Revised Codes of Montana, 1947, as amended in Chapter 207, Subsection 2, Session Laws of 1951, relating to duties of trustees to provide for a system of bookkeeping and auditing of extracurricular funds; providing that such system be recommended by the State Bank Examiner and providing such auditing be made by a qualified accountant or by the State Bank Examiner; providing for filing of such audit with the County Superintendent of Schools; and providing for the publication of said audit."	427, 431, 521, 542, 552, 566, 589.
147	Introduced by Larson, McQuitty, Tibbals, Worden, Mackay: A bill for an act entitled: "An act to amend Section 82–2502 of the Revised Codes of Montana, 1947; to provide that the records, property, duties and personnel of the custodian of records of the Grand Army of the Republic and the United Spanish War Veterans be transferred to the State Historical Society; and to repeal Sections 82–2501, 82–2503 and 82–2505 of the Revised Codes of Montana."	270, 271, 404, 421, 437, 459.
148	Introduced by Larson, Tibbals, Mackay, McQuitty, Worden: A bill for an act entitled: "An act to amend Sections 32–1701, 32–1702, 32–1703, of the Revised Codes of Montana, 1947, to abolish the State Highway Traffic Advisory Committee and transfer the records, duties, and powers of said	

No.	Title of Bill	Page
	committee to the director of the Civil Defense Agency, to repeal Sections 32–1704 and 32–1705."	270, 271, 404, 421, 437, 450.
150	Introduced by Mackay, Tibbals, McQuitty: A bill for an act entitled: "An act to amend Section 75–2703 of the Revised Codes of Montana, 1947, to provide that the members of the Teachers' Retirement Board shall be appointed by the Governor; that two (2) of the members be named from the teaching profession; that the State Superintendent of Public Instruction be a member, and that two (2) of the members shall be representatives of the public; that each member shall serve for a term of four (4) years and that the term of one (1) member, exclusive of the Superintendent of Public Instruction, shall expire each year."	427, 431, 450, 473, 488, 497, 548.
151	Introduced by Tibbals, Mackay, Larson: A bill for an act entitled: "An act to create an inter-departmental advisory council to be known as the Council on Natural Resources, consisting of the Commissioner of State Lands and Investments, State Game Warden, State Forester, secretary of the Grass Conservation Commission, State Engineer, executive secretary of the Oil Conservation Board, director of the State Bureau of Mines and Geology, and State Highway Engineer, for the purpose of coordinating the work of the several executive departments of the state pertaining to natural resources and development, to the end that matters of common concern to them may have their joint consideration, that duplication and overlapping may be eliminated and administrative efficiency increased."	270, 271, 404, 421, 438, 456.
152	Introduced by Mackay et al.: A bill for an act entitled: "An act to amend Sections 75–1202, 75–1203, 75–1204, 75–1205 and 75–1206 of the Revised Codes of Montana, 1947; to abolish the Science Commission and to transfer the powers and duties thereof to the State Historical Society, and to repeal Section 75–1201."	362, 364, 447, 453, 488.
153	Introduced by Mackay and McQuitty: A bill for an act entitled: "An act to amend Section 3–2416 of the Revised Codes of Montana, 1947, to increase to ten dollars ($10.00) the license fee to be paid by manufacturers of ice cream manufacturing one thousand (1,000) gallons or less of product per annum."	393, 395, 464, 478, 486, 520.
154	Introduced by Mackay, McQuitty, Larson: A bill for an act entitled: "An act to amend Section 90–129 of the Revised Codes of Montana, 1947, and to transfer to the Commissioner of Agriculture as	

No.	Title of Bill	Page
	ex officio sealer of weights and measures provided for in Section 90–129 of the Revised Codes of Montana, 1947, the power to inspect and classify meters, measuring, gauging or testing devices pertaining to petroleum and petroleum products, the power now vested in the Railroad and Public Services Commission, to establish fees to be paid for said service, and to repeal Section 60–218 of the Revised Codes of Montana, 1947."	413, 414, 464, 478, 484, 488, 498, 525, 539.
155	Introduced by Mackay and Larson: A bill for an act entitled: "An act to amend Section 53–113 (1758.5) Revised Codes of Montana, 1947, pertaining to lost certificates of registration of ownership of automobiles, and obtaining duplicates thereof, and providing that the fee for same shall be one dollar ($1.00)."	241, 243, 425, 442, 444, 459.
157	Introduced by Worden, Tibbals, Larson: A bill for an act entitled: "An act to amend Section 71–412, Revised Codes of Montana, 1947, providing for recovery from estates of decedents having received old age assistance creating disputable presumption that all transfers of property by recipients of old age assistance are made to defeat purposes of this section, and repealing all acts and parts of acts in conflict herewith."	295, 296, 472, 478, 499, 518, 530, 589.
158	Introduced by Mackay, McQuitty, Tibbals: A bill for an act entitled: "An act to amend Chapter 106 of the Session Laws of Montana, 1949, relating to inspection fees for livestock inspection, to increase the amounts of certain fees, and to remove the limitation as to the maximum charge which may be collected from any one person per day."	427, 431, 464.
159	Introduced by Mackay, McQuitty, Tibbals: A bill for an act entitled: "An act to amend Section 52–322 of the Revised Codes of Montana, 1947, to increase to one dollar ($1.00) the fee to be paid to the Recorder of Marks and Brands for filing and listing each notice of satisfaction or renewal or assignment of chattel mortgages."	413, 414, 463, 479, 486, 507, 520.
160	Introduced by Worden: A bill for an act entitled: "An act relating to the insurance of owners and operators of motor vehicles against property damage, bodily injury or death liability; providing the amount of such insurance; the provisions of the policies of insurance issued therefor; waiving immunity of the state from suit; and consenting to be sued."	362, 364, 520, 542, 552, 566, 567, 568, 589, 590.

No.	Title of Bill	Page
161	Introduced by Angstman and Ross: A bill for an act entitled: "An act to amend Section 91–4438 and Section 91–4439 of the Revised Codes of Montana, 1947, relating to application for rehearing on the appraisement, assessment, and determination of inheritance taxes providing time within which said application for rehearing shall be made, the procedure upon such rehearing and the records and proofs to be made and the order to be entered thereon."	362, 364, 442, 483.
162	Introduced by Committee on Agriculture: A bill for an act entitled: "An act to provide that the division of the Department of Agriculture known as the Division of Horticulture shall hereafter be known and designated as the Horticultural Inspection and quarantine service."	232, 233, 284, 421, 433, 450.
163	Introduced by Committee on Public Lands: A bill for an act entitled: "An act approving the full market value as determined by the State Forester and approved by the State Board of Land Commissioners to certain state owned lands located within the boundaries of Glacier National Park, authorizing and directing the exchange of the said state land for federal lands of equal value."	362, 365, 442, 450, 453, 474, 488.
164	Introduced by Evans: A bill for an act entitled: "An act relating to county budgets, amending Section 16–1907, Revised Codes of Montana, 1947, limiting the total of expenditures which may be made or liabilities which may be incurred in any county in any fiscal year to meet emergencies, and providing for the holding of elections to vote on the question of authorizing additional emergency expenditures."	241, 243, 392, 421, 438, 451, 471.
165	Introduced by Moritz: A bill for an act entitled: "An act to amend Section 53–107, Revised Codes of Montana, 1947, relating to certificates of registration and ownership—contents, issuance, entry, assignment of numbers, registration card to be signed, carried, and exhibited on demand, and repealing all other acts and parts of acts in conflict herewith."	413, 414, 451, 458, 462, 500.
168	Introduced by Worden: A bill for an act entitled: "An act to amend Section 16–1018, Revised Codes of Montana, 1947, relating to insurance upon county buildings and providing that the County Commissioners shall have power to use the proceeds of insurance policies paid upon losses for the purpose of replacement of such building or buildings of a similar kind."	295, 296, 393, 421, 442, 446, 454, 457, 458, 474, 488.

No.	Title of Bill	Page
170	Introduced by Wallace, McCabe, Angstman: A bill for an act entitled: "An act to amend Section 84–4908, Revised Codes of Montana, 1947, as amended by Section 1 of Chapter 207 of the Laws of 1949 relating to deductions allowed in computing net income for purposes of personal income taxation and providing for deductions of medical and related expenses and repealing all acts and parts of acts in conflict therewith."	393, 395, 500, **509**, 538, 577.
171	Introduced by Weydemeyer, James, Grandey: A bill for an act entitled: "An act to create and establish a state agency for surplus property, to prescribe its powers, duties, and functions, and to authorize financing for the same."	393, 395, 459, 470, **476**, 500.
172	Introduced by Wallace and Moss: A bill for an act entitled: "An act to amend Section 87–148 of the Revised Codes of Montana, 1947, relating to 'definitions' under the Unemployment Compensation Law of Montana and defining agricultural labor and farm."	295, 296, 447, 472, 479, **486**, 536.
173	Introduced by Larson, Robinson, Mackay, Moritz: A bill for an act entitled: "An act to amend Section 32–1602 of the Revised Codes of Montana, 1947, as amended by Chapter 29, Sections 1–6, Session Laws, 1949, relating to meetings—engineer—duties and bond."	346, 347, 425, 442, **443**, 456, 471.
174	Introduced by Larsen, Robinson, Mackay, Moritz: A bill for an act entitled: "An act to amend Section 32–1601 of the Revised Codes of Montana, 1947, relating to the State Highway Commission—creation—salary—bond—term of office."	362, 365, 447, 450, **452**, 488.
175	Introduced by Moss, Working, James: A bill for an act entitled: "An act to amend Section 75–3729, of the Revised Codes of Montana, 1947, as amended by Chapter 191, Session Laws of 1949, relating to assumption of farm mortgage loans—promise of state to repay money loaned and interest by providing for the transfer to the state public school permanent fund of all farm mortgage loans now existing as such, all the lands taken over by the state under such mortgages through foreclosure proceedings and otherwise, together with all tenements, hereditaments and appurtenances thereto belonging; all sale or resale contracts or certificates embracing such lands and all rights, claims and demands whatsoever accruing to the state under and in connection with such farm mortgage loans, as listed in Section 75–3729, Revised Codes of Montana, 1947, in lieu of the interest indicated in the amendment to this section	

No.	Title of Bill	Page
	by Chapter 191, Session Laws of 1949, and as complete fulfillment of all claims upon the state of Montana by the state public school permanent fund as a result of the obligations incurred through Chapter 124, Session Laws of 1917."	320, 322, 537, 543, 554, 595.
176	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 23–1307, Revised Codes of Montana, 1947, relating to the making and swearing to ballots by electors, before whom such affidavits can be made and the manner of making the same."	295, 296, 464.
183	Introduced by Mahoney, Mackay, Keller: A bill for an act entitled: "An act to amend Section 80–809 of the Revised Codes of Montana, 1947, relating to the duties of the president of Montana State Industrial School."	270, 272, 515, 542, 552, 589.
184	Introduced by Harken, Valiton, Dokken, Anderson (Chouteau), Nesvig: A bill for an act entitled: "An act to provide for appointment of an interim committee to examine into the subject of water pollution in the State of Montana and to report thereon to the next Legislative Assembly."	295, 296, 460, 470, 477, 520, 573.
186	Introduced by Nesvig et al.: A bill for an act entitled: "An act to amend Section 32–302 of the Revised Codes of Montana, 1947, relating to powers and duties of County Commissioners respecting highways by adding Section 12 thereto authorizing the County Commissioners of any county to enter into contracts, jointly or independently, with either the Montana Highway Commission, the United States Bureau of Public Roads or any other federal agency to construct farm to market or secondary feeder roads, public access roads to any secondary and primary roads, to lay out, survey, build, construct and do any other thing essential and practical in securing such roads as may be agreed to by and between any Board of County Commissioners and the named state and federal commission and agencies, prohibiting County Commissioners to make competitive bids, repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect."	270, 272, 425, 440, 448.
187	Introduced by Nesvig et al.: A bill for an act entitled: "An act to amend Section 32–1608, relating to the State Highway Commission and Highway Engineer, by authorizing the Montana Highway Commission to enter into contracts with any Board of County Commissioners to construct and maintain any farm to market secondary and feeder roads and public access roads to secondary	

No.	Title of Bill	Page
	and primary roads within such county, by force account, unit price or otherwise as may be agreed to by and between State Highway Commission and any Board of County Commissioners, and providing for joint contracts with any county and federal bureaus and agencies, and repealing all acts and parts of acts in conflict herewith and providing when this act shall take effect."	270, 272, 425, 440.
191	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 81–209 of the Revised Codes of Montana, 1947, as amended by Chapter 164 of the Session Laws of 1951, relating to the salary and compensation of the Commissioner of State Lands and Investments, and repealing all acts and parts of acts in conflict herewith."	413, 414, 460, 470, 477, 500.
192	Introduced by Mahoney and Larson: A bill for an act entitled: "An act to amend Section 92–104, Revised Codes of Montana, 1947, relative to the qualification, compensation and personnel of the Industrial Accident Board, and repealing all acts and parts of acts in conflict herewith."	362, 365, 373, 419, 491, 500, 508, 538.
193	Introduced by Mahoney: A bill for an act entitled: "An act to amend Section 82–1011 (218) of the Revised Codes of Montana, 1947, relating to salary and expenses of the State Examiner, and repealing all acts and parts of acts in conflict herewith."	270, 272, 373, 421, 435, 450.
196	Introduced by Donahoe, Scofield, Anderson (Chouteau): A bill for an act entitled: "An act to amend Section 1 of Chapter 1 of the Session Laws of the Thirty-second Legislative Assembly of Montana authorizing the State Fish and Game Warden to make payment to counties in lieu of taxes for the purpose of reimbursing said counties, either in whole or in part, for loss of taxes on real property resulting from the acquisition of land for the use and benefit of the Fish and Game Commission and repealing all acts and parts of acts in conflict herewith."	241, 243, 461, 470, 474, 479, 499, 511, 538, 565.
198	Introduced by Moss and Wallace: A bill for an act entitled: "An act to amend Section 41–1308, Revised Codes of Montana, 1947, providing for an increase in the existing penalty for a violation of the statute of this state requiring equal pay for equivalent work."	270, 272, 367.
200	Introduced by Moss, Grandey, James, Working, Padbury, Bovey: A bill for an act entitled: "An act to amend Chapter 130, Laws of 1949, relating to changing boundaries of high school districts, selecting sites for high school in high school dis-	

No.	Title of Bill	Page
	tricts and voting special levies on high school districts to provide for the repeal of Section 2, relating to the selection of sites and to provide for the selection of polling places when voting on special levies by the board of trustees of the high school district, and to change the number of Section 3 to Section 2, Section 4 to Section 3, Section 5 to Section 4, Section 6 to Section 5 and Section 7 to Section 6."	393, 395, 424, 442, 446, 447, 449, 456, 488.
206	Introduced by Ross, Larson, Hofland, Mackay: A bill for an act entitled: "An act to provide for regulating the production and disposition of prison made goods; requiring the penal and custodial institutions of the state to purchase such goods except in certain instances; providing that repair and maintenance work may be done in the custodial and penal institutions of the state; creating an advisory council; providing for the organization, duties and purpose of said council; providing penalties for the violation of this act and repealing Sections 94–35–153 to 94–35–162, inclusive, of the Revised Codes of Montana, 1947."	427, 431, 459, 470, 477, 536.
207	Introduced by Valiton, Mahoney, Nutter, Working, Mackay, Brenner: A bill for an act entitled: "An act providing for the expression by the people of the State of Montana of their preference for party nominations for President of the United States; providing for the election of delegates and alternates to national conventions of political parties; providing for the method of holding presidential primaries; amending Section 23–1002 of the Revised Codes of Montana, 1947, relating to the method of selecting delegates to national political conventions; amending Section 23–1006 of the Revised Codes of Montana, 1947, relating to the election of presidential delegates and alternates to the national conventions; amending Section 23–1007 of the Revised Codes of Montana, 1947, relating to the certification of the election of delegates to the national conventions; amending Section 23–1008 of the Revised Codes of Montana, 1947, relating to payment of convention expenses; amending Section 23–902 of the Revised Codes of Montana, 1947, relating to the date of holding primary elections; providing for the submission of this act to the qualified electors of the State of Montana at the next general election; describing the form of ballots to be used and the duties of Secretary of State of the State of Montana relative to the submission of said act to the qualified electors of said state; providing when this act shall take effect; and, providing for repeal of all other acts and parts of acts in conflict herewith	

No.	Title of Bill	Page
	upon approval of this act by majority of all votes cast at the referendum election herein provided."	374, 375, 465, 478, 479, 500, 518, 531, 544.
209	Introduced by Larson, Tibbals, Mackay: A bill for an act entitled: "An act to amend Sections 75–106 and 75–107 of the Revised Codes of Montana, 1947, as amended in Chapter 92, Session Laws of 1951, to abolish the office of Executive Head of the University of Montana; to provide for an Executive Secretary of the University of Montana to be appointed by the Board of Education; empowering the Board of Education to fix his term of office, and salary and prescribe his duties; providing for his expenses; empowering the Board of Education to appoint biennially a budget committee to review budget requests of the institutions composing the University of Montana and to transmit a report of such requests together with its recommendations to the Board of Education."	427, 431, 537, 542, 553, 566, 589.
210	Introduced by Larson, Tibbals and Mackay: A bill for an act entitled: "An act to amend Sections 75–403 and 75–406 of the Revised Codes of Montana, 1947, relating to the control vested in the State Board of Education for the purpose of abolishing the office of Chancellor of the University of Montana."	
Sub. 210	Introduced by Committee on Education: A bill for an act entitled: "An act to except the Montana State Industrial School from the provisions of law relating to control by executive boards of state education, charitable and reformatory institutions; to create an executive board of the Montana State Industrial School and to provide for the method of its appointment, organization, duties and terms of office of the members: to abolish the office of Chancellor of the University of Montana; to provide a method of appointing local executive board and to fix their terms of office and compensation; to amend Sections 75–302, 75–303, 75–304, 75–306, relating to executive boards for control of state educational, charitable and reformatory institutions; to amend Sections 75–403, 75–406, and 75–408 of the Revised Codes of Montana, 1947, relating to units composing the University of Montana."	427, 432, 491, 537, 543, 554, 595.
211	Introduced by Larson: A bill for an act entitled: "An act to amend Section 82–1109 of the Revised Codes of Montana, 1947, relating to claims for which appropriations have been made; to provide a time limit after the close of each fiscal year within which claims must be transmitted to the Board of Examiners, and to provide a method for	

No.	Title of Bill	Page
	handling claims not presented within such time limit."	413, 414, 460, 470, 478, 520.
212	Introduced by Larson: A bill for an act entitled: "An act to amend Section 59–701 of the Revised Codes of Montana, 1947, relating to the beginning and ending of the fiscal year; to provide that all state offices, agencies, and institutions shall determine their financial condition at the close of the fiscal year and shall close out their fiscal records within thirty-five (35) days thereafter, and shall transmit trial balances of accounts to the State Controller within forty-five (45) days following the close of the fiscal year."	256, 258, 292, 421, 434, 456, 471.
214	Introduced by Mahoney: A bill for an act entitled: "An act to amend Title 31, Section 31–105, Revised Codes of Montana, 1947, as amended by Chapter 187, Session Laws of 1951, of the Montana Highway Patrol, relating to qualifications of patrolmen, salary, probationary training, discharge, demotion, suspension, hearing, and providing for a minimum salary schedule; and repealing all acts or parts of acts in conflict herewith."	320, 322, 524.
216	Introduced by Weydemeyer and Ross: A bill for an act entitled: "An act to provide that each eligible elector in the State of Montana may absent himself from any service or employment, without penalty, for a certain period of time during polling hours on general election days; providing penalties for the enforcement of this act or for interference with the exercise of the right of suffrage; repealing all acts in conflict herewith."	242, 243, 268, 421, 427.
218	Introduced by Mahoney and Ross: A bill for an act entitled: "An act to repeal Section 80–320 (1545), Revised Codes of Montana, 1947, relating to the Soldiers' Home."	427, 432, 500, 519, 542, 553.

SENATE JOINT MEMORIALS

1	Introduced by Wallace, Worden, Larson, Taylor, Robinson, Ross, Angstman, McCabe, Anderson (Pondera), Moss, Spear, Harken, Lindquist, Bovey: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to President-elect Dwight D. Eisenhower, Secretary of Interior Designate, Douglas McKay, and to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators from Montana, and to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives in	

No.	Title of Bill	Page
	Congress from Montana, endorsing Stephen C. DeMers for the office of Commissioner of Indian Affairs and recommending his appointment to that office."	46, 47, 49, 50, 52.
2	Introduced by Weydemeyer: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the President and the Congress of the United States, to James E. Murray and Mike Mansfield, Senators from the State of Montana, and to Wesley A. D'Ewart and Lee Metcalf, Representatives in Congress from the State of Montana, urging that in the planning and construction of the proposed Libby dam in Lincoln county the economy of the area and the livelihood of the people be safeguarded through selection of the site for the axis of such dam and by appropriations required to provide services equal to those now existing; and requesting similar consideration for Montana people in the case of other federal projects."	142, 144, 186, 208, 213, 254.
3	Introduced by Hibbs, Brewer, Moritz: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to President Dwight D. Eisenhower, Secretary of Commerce Sinclair Weeks, and to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators from Montana; and to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives in Congress from Montana, endorsing Lelland M. Cowan for the office of Commissioner of Interstate Commerce and recommending his appointment to that office."	158, 160, 231, 233, 239, 278.
4	Introduced by Committee on Irrigation and Water Conservation: "A Memorial to the Congress of the United States and to Dwight D. Eisenhower, President of the United States; Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators for Montana; the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen for Montana; the Honorable Douglas McKay, Secretary of the Interior, requesting the introduction and enactment into law of the necessary and proper legislation authorizing that sufficient appropriations be provided the Bureau of Reclamation for the immediate construction of Yellowtail Dam located in Big Horn county in southern Montana."	158, 160, 284, 439, 445, 456, 488.
5	Introduced by Anderson (Chouteau), et al.: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from	

No.	Title of Bill	Page
	Montana; to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen from Montana, memorializing the Congress of the United States to act favorably upon a United States Senate Joint Resolution relative to making treaties and executive agreements."	346, 347, 417, 436, 439, 447, 449, 471.
6	Introduced by Committee on Military Affairs: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators from Montana, and to the Honorable Wesley A. D'Ewart, and the Honorable Lee Metcalf, Representatives in Congress from Montana, requesting passage of legislation and a supplemental appropriation to provide adequate facilities and operating funds so that veterans in need of treatment for tuberculosis, neuropsychiatric conditions and domiciliary care can obtain treatment in Veterans Administration facilities in Montana."	218, 220, 234, 244, 274, 315, 555.
7	Introduced by Robbins, et al.: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from Montana; to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen from Montana, memorializing the Congress of the United States to act favorably toward the McCarran-Walter act and to maintain said act in force, in the event there is an attempt to repeal said act."	346, 347, 418.
8	Introduced by Weydemeyer: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to the Congress of the United States, to James E. Murray and Mike Mansfield, Senators from the State of Montana, and to Wesley A. D'Ewart and Lee Metcalf, Representatives in Congress from the State of Montana, urging that the Federal Government retire from the field of motor fuel taxation and repeal all federal automotive excise taxes."	346, 347, 425, 442, 446, 459, 505, 517.
9	Introduced by Nesvig: "A Memorial to President Dwight Eisenhower and the Congress of the United States of America, Senator James E. Murray and Senator Mike Mansfield, Congressman Wesley D'Ewart and Congressman Lee Metcalf and the Administrator of Veterans' Affairs."	271, 272, 481, 500, 512, 538, 548.
10	Introduced by Tibbals, Larson, Worden, Weydemeyer: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Hon-	

No.	Title of Bill	Page
	orable Mike Mansfield, United States Senators from Montana; to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen from Montana, memorializing the Congress of the United States to initiate a program of recognition and appropriation of money to control a forest insect epidemic and to salvage insect killed timber in Montana."	271, 272, 502, 519, 531, 565.
11	Introduced by Tibbals, Anderson (Pondera), Robins, Moritz: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to the Congress of the United States; the Honorable Ezra Taft Benson, Secretary of Agriculture; the Bureau of Public Roads; the Honorable James E. Murray, and the Honorable Mike Mansfield, United States Senators from Montana; the Honorable Wesley A. D'Ewart, and the Honorable Lee Metcalf, Congressmen from Montana; to change the formula of federal aid on the interstate highway system in Montana to seventy-five per cent (75%) federal and twenty-five per cent (25%) state funds, except that portion designated forest highway, which shall continue on the basis of one hundred per cent (100%) federal funds."	271, 273, 524, 542, 553, 595.
12	Introduced by Evans, Lott, Alley: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States, to United States Senators James E. Murray and Mike Mansfield and Representatives Lee Metcalf and Wesley A. D'Ewart, requesting the congress of the United States of America to make a study and make recommendations necessary to revive the gold mining industry in Montana."	362, 365, 483, 500, 512, 539.
13	Introduced by Nesvig, et al.: "A Memorial to the Congress of the United States, Secretary of Commerce, the Honorable Thomas MacDonald, Commissioner of Public Roads, District Engineer Karl Chamberlin, Bureau of Public Roads, Senator James E. Murray, Senator Mike Mansfield, Congressman Wesley D'Ewart and Congressman Lee Metcalf respectfully urges and petitions that secondary and feeder roads, farm-to-market roads, rural mail routes, public school bus routes, local rural roads, township roads, and access roads to secondary and primary roads construction enengineering plans be modified to meet the practical needs of local areas respective road requirements at lower costs of construction and maintenance and providing for cooperation with the appropriate local officials, State Highway Commission, and the Bureau of Public Roads."	362, 365, 425, 442, 446, 459, 505, 506, 517.

No.	Title of Bill	Page
14	Introduced by Worden: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the President and the Congress of the United States, to James E. Murray and Mike Mansfield, Senators from the State of Montana and Wesley A. D'Ewart and Lee Metcalf, Representatives in Congress from the State of Montana, asking for the repeal of the federal transportation tax of three per cent on freight charges since December 1, 1942, and the federal tax imposed on passenger fare of five per cent as of October 10, 1941, later increased to fifteen per cent."	362, 365, 418.
15	Introduced by Valiton: "A Joint Memorial of the Senate and the House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from Montana; to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, United States Congressmen from Montana; to Mr. Ezra Taft Benson, Secretary of Agriculture and to Mr. Douglas McKay, Secretary of Interior, memorializing the Congress of the United States and the said secretaries to act favorably on legislation pertaining to the control and elimination of infestations of diseases and harmful insects in Montana forest lands."	346, 347, 502, 519, 531, 595.
	SENATE JOINT RESOLUTIONS	
1	Introduced by Anderson (Chouteau), Scofield, Grandey: "A Joint Resolution making application to the Congress of the United States for the calling of a convention to propose an amendment to the Constitution of the United States relating to the limitation of the power of the Congress of the United States to levy taxes and appropriate the revenues therefrom."	242, 243, 516.
2	Introduced by Committee on Irrigation and Water Conservation: "A Joint Resolution of the Senate of the Thirty-third Legislative Assembly of the State of Montana, the House Concurring, commending and endorsing the action of the State Water Conservation Board in filing in the record of the Waterton-Belly Rivers Reference of January 12, 1948, before the International Joint Commission a statement of position on behalf of Montana and further recommending that the International Joint Commission expedite its recommendation to the governments of Canada and of the United States."	114, 163, 181, 185, 225.
4	Introduced by Worden and James: "A Joint Resolu-	

No.	Title of Bill	Page
	tion of the Senate and House of Representatives of the State of Montana, to the Senate and House of Representatives of the United States of America, and to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators from Montana, and to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives in Congress from Montana, opposing U. S. Senate Bill 281, which if enacted into law would take the power away from the Montana Board of Railroad and Public Service Commission in settling intrastate disputes when freight, passenger or station service is to be continued or discontinued, and placing it under the jurisdiction of the Interstate Commerce Commission."	362, 365, 417, 439, 449, 456, 471.
5	Introduced by Wallace and McQuitty: "A Joint Resolution to the Governor of the State of Montana requesting the appointment of a commission to function for a period of two years under the direction of the State Board of Land Commissioners to make a complete study of the state owned forest resource and report to the thirty-fourth Legislative Assembly a program for the administration of this resource."	346, 347, 502, 519, 532, 565.

HOUSE JOURNAL

of the

Thirty-third Legislative Assembly

of the

State of Montana

FIRST LEGISLATIVE DAY

House of Representatives
Helena, Montana,
January 5, 1953

Pursuant to the Constitution of the State of Montana, at the hour of 12:00 noon, the House of Representatives of the Thirty-third Legislative Assembly of the State of Montana, was called to order by the Honorable Sam W. Mitchell, Secretary of State of the State of Montana, who extended greetings to the assembly on behalf of the State of Montana.

The Secretary of State then appointed E. N. Joffray of Clancy, Montana, Temporary Sergeant-at-Arms; Reverend Nels H. Norbeck of Helena, Montana, Temporary Chaplain; Lewis R. Knox, of Helena, Montana, Temporory Chief Clerk.

Invocation by the Reverend Nels H. Norbeck.

The Chief Clerk called the roll and the members presented their certificates of election with the exception of Dwyer (Silver Bow) who was absent at the time of the roll call.

The Honorable R. V. Bottomly, Associate Justice of the Supreme Court of Montana, having been introduced by the Secretary of State, administered the following oath:

"I do solemnly swear that I will support, protect and defend the Constitution of the United States, and the Constitution of the State of Montana, and that I will discharge the duties of my office with fidelity; that I have not paid or contributed, or promised to pay or contribute, either directly or indirectly, any money or other valuable thing to procure my nomination or election except for necessary and proper expenses exprssly authorized by law; that I have not knowingly violated any election law of this State, or procured it to be done by others in my behalf; that I will not knowingly receive, directly or indirectly, any money or other valuable thing for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law, SO HELP ME GOD."

Thereupon the following members, having presented their certificates of election, subscribed to the foregoing oath:

Anderson, Armstrong, Arnold (Mrs. Jack), Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski,

Chaffin, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed (Mrs. Dallas J.), Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood.

The Secretary of State called for nominations for Speaker. Wiedman of Lake nominated Dean Chaffin of Gallatin County, and MacDonald of Garfield nominated Martin J. Beck of McCone County. There being no other nominations for Speaker, the Secretary of State declared the nominations closed.

The following votes were cast for Chaffin:

Armstrong, Arnold, Atkinson, Babcock, Beck, Bricker, Broeder, Brownfield, Corcoran, Crist, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson. Total 62.

The following votes were cast for Beck:

Anderson, Barnard, Barrett, Cavanaugh, Cerovski, Chaffin, Clowes, Dempsey, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Hess, Johnson (Silver Bow), Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Parker, Regan, Rieder, Ringling, Tobin (Silver Bow), VanDyke, Wood. Total 31.

Absent and not voting: Dwyer. Total 1.

The Secretary of State appointed Beck of McCone County and Wiedman of Lake County to escort the Speaker to the Chair. The Secretary of State presented the Speaker to the House, and the Speaker then assumed the Chair.

It was moved by Wiedman, duly seconded and carried, that the Rules, Joint Rules, and Order of Business of the Thirty-second Legislative Assembly be adopted as the Rules, Joint Rules, and Order of Business of the Thirty-third Legislative Assembly subject to future action by this body.

It was moved by Wiedman, duly seconded, that the following Republican caucus nominees be elected as officers and attaches of the House of the Thirty-third Legislative Assembly:

Speaker Pro Tem	R. H. Gebhardt
Majority Floor Leader	R. H. Wiedman
Chief Clerk	Lewis R. Knox
Sergeant-at-Arms	E. N. Joffray
Chaplain	Rev. Nels H. Norbeck

It was moved by MacDonald, duly seconded, that the following Democratic caucus nominees be elected officers of the House of the Thirty-third Legislative Assembly:

Speaker	Martin J. Beck
Speaker Pro Tem	John Emmons
Minority Floor Leader	John J. MacDonald
Chaplain	Rev. Nels H. Norbeck

It was moved by Wiedman that the Chief Clerk be instructed to cast 62 votes for the Republican nominees and 31 for the Democratic nominees. Motion seconded and carried. The Speaker declared the Republican officers and attaches elected.

It was moved by Wiedman, duly seconded and carried, that a committee be appointed to inform his Excellency, the Governor, that the House is now organized and ready to receive any message he wishes to convey, and also to ascertain the time set for the message.

The Speaker appointed Peters of Yellowstone, Atkinson of Lake, and Gunderson of Cascade to notify the Governor.

It was moved by Wiedman, duly seconded and carried, that a committee be named to notify the Senate that the House is organized and ready to transact business.

The Speaker appointed Hughes of Judith Basin, Purdy of Gallatin, and Rieder of Jefferson to notify the Senate.

The following committees were named by the Speaker:

Committee on Employment: Gebhardt, Chairman; McElwain, Pfohl, Loughran, Hess.

Committee on Seating, Mileage, and Per Diem: O'Connor, Chairman; Parker, Loughran, Atkinson, Wilson.

Committee on Journal: Smith, Chairman; Leuthold, Regan.

House recessed subject to call of the Chair.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

A committee from the Senate was received which informed the House that the Senate was organized and ready to transact any and all business that might regularly come before it.

The commitee appointed to notify the Senate that the House was organized reported that the message had been conveyed. Committee discharged.

The committee appointed to notify the Governor that the House was organized reported that the message had been conveyed. The committee brought cordial greetings from the governor, and reported that the Governor would deliver his message to the joint session of the House and Senate at 1:00 p. m. on Tuesday, January 6, 1953. Committee discharged.

Dwyer of Silver Bow, having been absent in the morning, was duly sworn in and his credentials accepted.

INTRODUCTION OF BILLS

The following bill was introduced, read first by title, a second time at length, and referred to the Committee on Appropriations:

House Bill No. 1, introduced by the Committee on Appropriations: A Bill for an Act Entitled: "An Act to Appropriate Money for the Payment of Mileage and Per Diem to the Members of the Thirty-third Legislative Assembly and for the Payment of Per Diem to the Officers and Attaches and for Incidental Expenses of the Thirty-third Legislative Assembly for the State of Montana." Referred to the Committee on Apropriations.

It was moved by Wiedman, duly seconded and carried, that the House adjourn until Tuesday, January 6, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker

LEWIS R. KNOX,
Chief Clerk

SECOND LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 6, 1953

House convened pursuant to adjournment at 11:00 a. m.

Mr. Speaker in the Chair. Invocation by Chaplain.

On roll call all members were present excepting Goodwin and Reed, both excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the first legislative day, find the same to be correct.

SMITH, Chairman

Report adopted.

The following committee was appointed:

Appropriations Committee: Taylor, Chairman; Haines (Missoula), Norby, Babcock, Broeder, Fry, Hawks, Hughes, Juedeman, Purdy, Dwyer, Hess, Nixon, Rieder, Barrett.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, do hereby recommend that the following be employed:

Pages.....Thomas M. O'Donnell
Charles Franklin Norris — Chris Seely
Printing Clerk.....Harry Upshur
Assistant Printing Clerk.....Curtis Burns
Mailing Clerk.....Victor J. Kieley
Postal Clerk.....Maud E. Bolton
Clerk.....A. W. DeGroot
Proof Readers.....Scotta D. Patterson
Mary A. Wilford — Inez Lucille Scow
Hazel Lawyer — Virginia E. Bogie
Margery R. Hanson — Elizabeth A. Murphy
Clara Barnes Lee

Elevator Operators.....Ann Maxine Cross
Gertrude A. Kennerd

Head Janitor.....P. C. Maxwell
Assistant Janitor.....Ingval R. Young
Doorkeeper.....William E. Dillon
Watchmen.....George Ducich
John Oliver — Oscar Austad
Law Clerk.....Donald E. Gottwig
Journal Clerk.....Elsie R. Ekegren
Reading Clerk.....Bent William Kendall

Assistant Billing Clerk.....Donna F. Flanagan
Telephone Operators.....Marie C. Pittman
Neva E. Brooks
1st Assistant Sergeant-at-Arms.....W. O. Gregory

STENOGRAPHERS

Helen B. McDermott.....Secretary to House Speaker
Martha W. Burns.....Secretary to Floor Leader
Ellen T. Wiedman.....Secretary to Sergeant-at-Arms
Donna Finn.....Secretary to Judiciary

Marian Joyce Anderson	Louise B. Fulbright
Marie G. Ursich	Adelaide Nopper Owens
Betty West	Joyce Claire McVay
Edine Kennedy	Irene Holmes Wetzsteon
Lucile Vee Orr	Aurethia M. Harris
Hazel Yates	Beverly Elaine Murfitt
Betty E. Jakovac	Mary V. Skedd
Amy W. Haines	Edith M. Barker
Jean Forgy Tschergi	Elaine E. Cooper
Elvira G. Warren	Agnes R. Screnar
Clara Harschfeld	Helen M. Lindberg

Typist.....Vermelle Wilkinson
Page.....Raymond Mathew Decker

GEBHARDT, Chairman.

Report adopted.

It was moved by Wiedman, duly seconded and carried, that the House recess until 12:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in Chair.

The following committee was appointed:

Committee on Entertainment: Smith, Chairman; Gebhardt, Purdy, Beck, Dempsey.

A Committee from the Senate was received which informed the House that the Senate was ready to meet in joint session.

Mr. Wiedman made the motion that the House recess subject to the call of the Chair. Seconded and carried.

The Honorable Senate entered and were escorted to seats prepared for them.

The President of the Senate in the Chair. The joint session was called to order.

The Secretary of the Senate called the roll of the Senate. All members present excepting Alley, excused.

The Chief Clerk called the roll of the House, all members being present excepting Reed, excused.

It was moved by Senator Worden that a committee of five, two members of the Senate and three members of the House, be appointed to inform the Governor that the Senate and House of Representatives have convened in joint assembly and are ready to hear his message.

The President of the Senate appointed the following committee to so inform the Governor: Senators Worden, James; Representatives Gebhardt, Higgins, and Barrett.

His Excellency, Governor J. Hugo Aronson then appeared and was escorted to the Chief Clerk's desk. After having been presented to the assembly by the President of the Senate, he delivered the following address:

Mr. President, Mr. Speaker, and Members
of the Thirty-third Legislative Assembly:

As shortly you will find out, the people of Montana did not select an orator or a politician as their Governor. So, you will have to bear with me for the next few minutes.

We, the hired women and men of all the people of Montana, have a job to do. That job requires the best we can contribute. We need and must have the unselfish help of everyone.

Our goal is to do our best for Montana and the nation and to protect the heritage of our children. There is no place for partisan politics, sectionalism or special privilege.

WE CAN AND MUST SUBSTITUTE BUSINESS FOR POLITICS.

Every decision, every vote, every goal, every ambition must be weighed with only one thought in mind:

WHAT IS BEST FOR MONTANA??

That thought, and that alone, will be my only guide, just as it will be yours. It is not my purpose to spell out what you are expected to do. None of us are MIRACLE MEN, but working together we can achieve some definite goals which will be beneficial to all the people.

The opportunity is at hand. WE MUST NOT FAIL. Let us not waste our energies in petty bickering. Instead, let us pledge here and now to live up to the oath of office which all of us are so proud to have had the privilege of taking.

First, let me say to you that during the next 60 days when you are in session. YOUR BUSINESS IS MY BUSINESS. My office door will be open to you. Perhaps my experience, unique to any previous Montana governor, might be helpful from your standpoint, since it has been my good fortune to have had the privilege of serving in both the House of Representatives and the Senate.

Perhaps my experience as a working man and a practical businessman will be of value also.

My love for Montana and this adopted country of mine has increased down through the years with the realization of the priceless opportunities and privileges which we enjoy here. What Montana and the United States has to offer its citizens is in sharp contrast to what the countries in Europe and the rest of the world can give. This opinion is based on my experience and observations as a youth, as a soldier in France in World War I, and as a frequent overseas visitor since then. Truly, we have a great heritage to protect. Definitely, you can count on me in the attempt to solve our mutual problems.

Likewise, if there is any assistance you might need from any state official or employee, they are at your service. There is no reason why there should be any friction between any of the branches of government: LEGISLATIVE, JUDICIAL OR EXECUTIVE. All of us are servants of the people.

In the accomplishments of our task we will have to enlist the aid of many citizens from every walk of life. Many groups and individuals have information which will be helpful in our deliberations. From them we can expect constructive suggestions and counsel.

Our job is three fold:

FIRST, we must make the appropriations and provide the legislative machinery to keep the wheels of government in operation for the next two years;

SECOND, we must correct any evils which may exist; and

THIRD, we must build for the future.

As we set out to accomplish our objectives we must stamp out any spirit of vindictiveness. Our examination of what has happened should be with a view of gathering from the experience of yesterday something constructive for tomorrow, as well as the months and years ahead.

Our Montana constitution provides that at the beginning of each session, your governor shall, by message, inform the Legislative Assembly of the condition of the state and recommend such measures as he shall deem required. In doing so, let us be realistic and face the facts.

On June 30, 1949, the general fund had a surplus of $14,736,025.14, of which more than $6,600,000 was saved during the fiscal year from July 1, 1948 to June 30, 1949. Your state controller estimates that the general fund surplus on June 30, 1953, will be approximately $2,000,000. In other words, in the last four fiscal years we will have spent approximately $12,700,000 more than our income. As you well know, a portion of this spending of the surplus was for new buildings.

THE BIG DECISION we have to make right at the start of this session is this:

DO WE MONTANANS INTEND TO LIVE WITHIN OUR INCOME?

My answer is an emphatic YES. If you agree, then we have a tremendous job on our hands. It will take the most painstaking analysis of every appropriation request. This will require the wholehearted cooperation of all state officials. We must ask ourselves these questions:

DO MONTANANS WANT TO PAY MORE TAXES?

DO MONTANANS WANT TO CONTINUE DEFICIT SPENDING?

CAN WE CONSCIENTIOUSLY PLEDGE OURSELVES TO SPEND A DOLLAR WHEN WE KNOW WE WILL HAVE ONLY 75 CENTS TO PAY OUT?

General fund appropriation requests total $50,748,651. This figure does not include legislative expenses. Neither does it include other items likely to be proposed. General fund revenue for the next two fiscal years, based on estimates of the controller, will approximate $37,188,520.

The two mill property tax levy for state purposes has not been levied for many, many years and it is my earnest hope it will not be necessary in the coming biennium.

The controller, in compliance with legislation approved two years ago, has analyzed and reduced the requests. This should be helpful in your deliberations. However, in trimming the request to attempt to balance them with anticipated revenue, such items as new buildings, major repairs, creation of special and non-recurring items, and long-range programs, were cut out. Therefore, it is obvious that some of these cuts must be considered in your final determination of appropriations.

The solution to the problem will not be a simple one. The problem is complex. We must not turn back the pages of progress. Somehow, we must see to it that our children are not deprived of educational opportunities for which we are responsible. We have a definite responsibility to

maintain our custodial institutions, as well as the standards of the Department of Public Welfare and similar agencies.

Had time permitted, a request would have been made to all branches of government asking for a re-analysis of their appropriation requests prior to the start of the legisluative session. That was impossible, so it is my hope that between now and the time the sub-committees of your House Appropriations and Senate Finance and Claims Committees meet with these officials that the latter re-appraise their needs in the light of potential income. Perhaps some savings can be made during the balance of the 1952-53 fiscal year.

You can count on me to assist in any way possible. It is respectfully requested that an early meeting be held with the SENATE FINANCE AND CLAIMS and the HOUSE APPROPRIATIONS Committees to review the fiscal situation. Let us not delay.

In the brief period since the people of Montana selected me as their governor every effort has been made to get a real perspective of the problems affecting all of the people. Time did not permit a complete study of each and every unit of government, not even conferences with the heads of all the various institutions or the members of all the various boards and commissions. However, generally, there has been a very cooperative attitude which has been most helpful.

My colleagues on the board of examiners have pledged their cooperation and we confidently look forward to working together for the best interests of the state. That same spirit prevails with respect to the other elective officers of Montana.

Needless to say, the legislature will take advantage of the great mass of information compiled by your "Little Hoover" Reorganization Commission. This group of Senators and Representatives has been working diligently these past two years. From the Commission's treasure of research will come many, many constructive suggestions as to governmental procedure, practices, reorganization and recommendations which are deserving of sincere study and thoughtful consideration.

The members of the Commission were good enough to meet with me on several occasions during the past several weeks and to make available considerable information which has been most helpful. Certainly, your body should give consideration to continuing the group. In addition to the efforts of individual members and the Commission's secretary, scores of experts in various fields of government and private endeavor have made invaluable contributions.

Likewise, there were many other special committees, official and semi-official, which have studied various problems for your consideration. The people who served on these committees are sincere, conscientious, and are deserving of our deepest gratitude. We can best express that by taking advantage of the information they have gathered and interpreting it wisely.

It is respectfully urged that the Senate and House name joint committees as soon as possible to analyze the problems at the State Industrial School at Miles City and the State Prison at Deer Lodge. Both institutions will require supplemental apropriations, but there are more than fiscal matters to consider. We have a responsibility of great import which neglect on our part will not diminish. If there are additional supplemental appropriation requests, these likewise should be carefully examined and analyzed.

Bricks and mortar alone, or money, cannot solve our educational or custodial institution problems. From the staffs of these institutions, as well as the other departments, will come intelligent suggestions for improvements and savings. The great majority of state employees are just

as conscious of the absolute necessity for sound, stable fiscal policies as are the legislators and the elective officers. Let us not hesitate to enlist their help.

The only institution which was visited by me in the past few weeks was the State Industrial School at Miles City. Members of the Board of Education and the local Executive Board have given considerable study to the school's problems, the most important of which is the rehabilitation of these unfortunate youngsters into normal, law-abiding citizens .

Certainly, there should be no political interference in such an institution, but it does need fiscal and business guidance. It is unfortunate that the farm and facilities were permitted to deteriorate over a long period of years. Perhaps the aid of other state agencies can be enlisted to assist the Miles City and other institutions in the solution of their farm problems particularly.

Considerable time has been devoted to a study of the state's highway problems. The Highway Commission, members of the Governor's Interim Committee and Highway Department employees were indeed helpful. Roads are vital to the state's economy. They are needed everywhere.

As you are aware, four of the five Highway Commissioners indicated their willingness to resign at my pleasure. This spirit of cooperation is most appreciated. These Commissioners gave me valuable information and suggestions. You can depend on it, the new Commission will be given a free rein without gubernatorial interference.

Shortly, they will present a program in an effort to solve the financial dilemma and provide the means of matching federal aid. My suggestions to them will be to tighten their spending, affect savings and instill public confidence. If the Highway Department does that, you no doubt can help them in their quest for additional funds.

For the period ending June 30, 1955, the sum of $20,112,007 in state funds is needed to match $31,142,908 in Federal funds for total construction of $51,254,915. Our estimated highway income from January 1, 1953, to June 30, 1955, is $34,800,000, of which an estimated $21,600,000 will be expended for prior obligations, such as debt service, maintenance, administration, and other recurrent charges. This leaves but $13,200,000 to match Federal aid, or $6,912,007 short of the $20,112,007 needed. If savings could be made of 5 to 10 percent of the $21,600,000 to be expended which is unmatched with Federal aid, perhaps the legislature could work out some satisfactory finance program in order that all Federal aid available could be obtained.

There must not be any political padding in any state department, whether it be in the Highway, Liquor, or any other branch of the state government. If state employees have time to devote to political activity while on duty, people naturally assume they do not have work to do. All state employees should give full value on their jobs. If they do not, there is no place for them on the payroll. This is a must if we are to substitute business for politics in state government.

My hope is that your deliberations on the legislation which you consider, perhaps 500 to 600 bills, will be with a view to obtaining quality, rather than quantity.

Let us not waste valuable time and taxpayers' money on proposed legislation which we know has no merit and no chance for final passage. From experience, we know how oftentimes we are encouraged to lend our names to proposals which are not worthy. As for me, there have been no promises to any individual, group or corporation that a bill scheduled for consideration has my prior approval. When you finally have acted and sent the bill to my desk, then my best judgment will be the determining

factor. Never, with God's help, will any pressure, prejudice, partisanship or any other consideration interfere with my sincerest purpose to do what's best for Montana.

Intensive study should be given to the proposals for revision of the Unemployment Compensation benefits and taxes, which should result in relief to the unemployed worker as well as the tax of the employer. Certainly, consideration should be given to providing increased benefits to injured workmen insured under Workmen's Compensation laws.

The matter of extending the time for World War II veterans to apply for adjusted compensation is worthy of consideration.

Our death toll on the highways, which has shown a sharp upturn, must be halted. An investigation to make certain the highway patrol functions properly is in order.

The inequalities in the present method of taxing small trailers should be corrected.

In dealing with the difficulties which confront us immediately, we should not be blinded to the opportunities which loom ahead. Montana truly is the Treasure State. Our greatest resource is our children and it is up to us to provide the facilities, the livelihood and the encouragement for them to remain here to continue to develop for the generations to come.

In the last 30 years Montana's population has increased but seven and seven-tenths percent, while the eight Rocky Mountain states have shown a gain of more than fifty-five percent. That is a measure of the job ahead of us.

We have the brains, the resources, the capital, the people—let's coordinate them and get on with the business of developing the Treasure State. We need new industry, more people. We can and must go forward.

Our water, our minerals, our timber, our magnetic scenery—these are the assets we must conserve wisely and develop soundly. Coupled with their development we must ever seek to expand our processing, manufacturing, trade and tourist facilities. Nor, should we overlook the vital importance of good relations with our neighbors in adjacent Canada and the states. We can be thankful that the two great national parks, Glacier and Yellowstone, are of such great benefit to our economy. Every effort should be made to expand and advertise our tourist attractions to induce more tourists to visit Montana and to stay longer.

Water is our greatest heritage. Through legislation and by decrees of courts, water rights, are established and determined by priority of use. We must be diligent and protect our rights, so that there is available to coming generations, sufficient water for all possible development for irrigation of our lands and for domestic and industrial purposes. We should plan wisely and should cooperate with the other states of the Missouri and Columbia river basins toward sound programs safeguarding Montana's right to all water that may be required for the future development of the state.

Progress in providing electricity and telephones to all rural residents, as well as folks in cities and towns, has been made. But, our goal is to aid in REA and other programs so that the job will be completed. That task is to make available to every possible farm family electricity, telephones and other modern facilities.

In the 18 years since the Water Conservation Board has been in operation it has developed 386,214 acres. During the last 50 years since it was

created the U. S. Bureau of Reclamation has developed in Montana 360,631 acres, of which 310,335 acres were developed from 1908 to 1911. Our Water Conservation Board program has become the model for other states.

President-elect Eisenhower, his Secretary of the Interior, Douglas McKay, and leaders in Congress have promised more grass roots participation in reclamation and river basin developments. We want nothing of plans which would take away our rights and make us tenants of absentee landlord bureaucrats in Washington.

But it is important that Montana take the necessary steps to insure the maximum of benefits which Montanans should receive.

The Legislature is to be congratulated for its wisdom two years ago in purchasing one milllion four hundred and fifty thousand dollars in water conservation bonds from the RFC. These bonds had been sold by the state to finance the construction of seven major irrigation projects. By June 30, 1953, more than three hundred and thirty-three thousands of dollars will have been returned as a result of this purchase. Certainly, this has improved the financial structure of your Water Conservation Board.

Since the discovery of gold in 1862, Montana has always been known as a great mineral producer. Through 1951, gold, silver, copper, zinc and lead have yielded three and one-half billion dollars in wealth. New mining processes indicate a particularly bright future in the production of low-grade ores. We have vast reservoirs of coal. New minerals are becoming of increasing importance to the state's economy.

But, from a small beginning in 1916, the petroleum industry has grown to a point where it provides a bright star of hope for the future. Geologists estimate the Williston Basin will produce two and one-half billion barrels of oil, much of it in Montana. Practically every major oil company, and many independents, have interests in the Williston Basin, which is receiving the biggest "play" of any region in the United States. Exploratory activity has brought newcomers to Montana and increased the population of eastern Montana. Millions have been and will be expended for leases and explorations. Millions more will go for drilling.

We Montanans have a priceless heritage in school lands, which we must administer wisely. Various legislative proposals will be presented for your consideration, and my earnest plea is that you give them intensive study with a view of the long-range benefits to be derived.

In our deliberations let us not shirk our responsibilities. Let us be fair to labor, agriculture, business and to professional men and women. Let us not be unfair to our children. Let's balance our budget. Let's substitute business for politics. Together, let's work for what's best for Montana. With God's help we will succeed.

J. HUGO ARONSON, Governor.

It was moved by Senator Worden that a thousand copies of the address be printed for distribution to members of the Senate and House and to other state offices. Seconded and carried.

It was moved by Senator Worden, duly seconded and carried, that the joint session be dissolved and the Senate return to its chambers.

Joint session dissolved.

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, do hereby recommend that the following be employed:

Clerks.....Edna B. Gillies
Joe Pat Sullivan
Assistant Janitors.....Dan Connors
John Lappin
Doorkeepers.....James T. Laughman
Arthur C. David
Stenographers.....Rachel Wheeler
Catherine Coleman
Typists.....Elva L. MacPherson
Florence E. Steel Valerie W. Kelly
Dorothy H. Kenny
Proofreader.....Pat Grimes
Payroll Clerk.....William A. Logan

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Appropriations, having had under consideration House Bill No. 1, respectfully report as follows: That House Bill No. 1 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, respectfully report as follows: House Bill No. 1 correctly printed.

WIEDMAN, Acting Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following bill was introduced, read first and second times, and referred to the Commitee on Employment:

House Bill No. 2, introduced by Gebhardt: A bill for an act entitled: "An act to fix the compensation of Officers and Employees of the Thirty-third Legislative Assembly of the State of Montana."

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Wednesday, January 7, at 1:00 p. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRD LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 7, 1953.

House convened pursuant to adjournment at 1:00 p. m.

Mr. Speaker in the Chair. Invocation by Chaplain.

On roll call all members were present excepting Goodwin and Reed, both excused; and Marsenich, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the second legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

COMMITTEES APPOINTED

Committee on Printing: Fulton, Chairman; Tobin (Lewis & Clark), Gleed, Cavanaugh, Ringling.

Committee on Engrossing: Omholt, Chairman; Hansen, Hilger, VanDyke, Emmons,

Committee on Rules, Joint Rules and Order of Business: Wiedman, Chairman; McElwain, MacDonald, Graybill, Mr. Speaker.

Committee on Enrolling: Pfohl, Chairman; Hughes, Arnold, Dempsey, Regan.

Committee on Judiciary: McElwain, Chairman; Schiltz, Vice-chairman; Sykes, Wiedman, Pfohl, Rimel, Smith, Babcock, Sax, Arnold, Graybill, Dwyer, Cerovski, Mahoney, Ringling.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, recommend that the following be employed:

2nd Assistant to Sergeant-at-Arms.....M. O. Woolley
Page.....Robert Henry Bryant
Assistant to Chief Clerk.....Larry Lindberg
Clerk to Chief Clerk.....Elaine Cooper
Proof Readers.....Sally C. Ritter
Nell M. Zion — Marjorie L. Snyder
Catherine J. Thomas — Kate Rockefeller
Minnie F. Lyons — Mamie M. Reinig
Margaret G. Larimer — Hazel W. Janes
Beth M. O'Brien — Walter Marshall

Stenographers.....Jeanne C. Amsberry
Jo Ellen Miles — Edward H. Fane
Joan Marie Harrington — Charlotte E. Lane
Ellen L. Dietrich — Lucille J. Rush
Margaret F. Ramey — Ethel M. Chellson
Corrine D. Mooney — Hallie M. Thompson
Grace D. Hall — Mary Lou Zion
Charles H. Kelley — Florence Stewart
Patricia L. Porter — Leslie S. Dahl
Lois Y. Ledbetter — Mrs. Fred B. Johnson
Nancy Laverne Matthews — Ellen Pounds
Donna Zimmerman — Jo Thiele

Engrossing Clerk.....Elizabeth Melugin
Assistant Engrossing Clerk.....Berniece B. Gruenig
Enrolling Clerk (from Typist).....Vermelle Wilkinson
Assistant Enrolling Clerk.....Bessie Burgess
Bill Clerk.....Marian T. Goodman
Typists.....Vivian Mitchke Hull
M. Margaret Peterson — Jennie H. Lee
Claudena R. Miller — Helen P. Harris
Kathleen Alice Stringer

Assistant Journal Clerk.....Betty West
(from Stenographer)
Clerk to Speaker.....Richard Gurner
Clerks.....Ordell C. Klindworth
Irvin A. Haswell — Helen Manlove
Donald A. Peoples — Charles R. Warren
Bernice Fletcher

GEBHARDT, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following house bills were introduced, read first and second times, and referred to committees:

House Bill No. 3, introduced by Sagunsky, Hawks, Sykes, Seifert, Barrett, Haines (Flathead), Sales, Armstrong, Norby, Wiedman, Leuthold, Beck, Broeder: A bill for an act entitled: "An Act to Amend Section 1 of Chapter 219 of the Session Laws of the 32nd Legislative Assembly of the State of Montana to Provide for a Fee on Trucks, Trailers, Semitrailers and Busses Operating Over and Upon the Highways of the State of Montana and on New Passenger Motor Vehicles on Which no Property Tax Has Been Paid and for Which the Purchaser Thereof Seeks to Have Licensed in the State of Montana; Providing for Certain Exemptions; Providing for the Rate of Such Tax; and, Providing for the Effective Date of This Act and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to the Committee on Highways and Highway Transportation.

House Bill No. 4, introduced by Sagunsky, Hawks, Sykes, Seifert, Barrett, Haines (Flathead), Sales, Armstrong, Norby, Wiedman, Leuthold, Beck, Broeder: A bill for an act entitled: "An Act Amending Section 53-122 of the Revised Codes of Montana, 1947, as Amended by Chapter 221 of the Session Laws of the 32nd Legislative Assembly of the State of Montana, Relating to Registration Fees of Motor Vehicles—Fees—Disposal of Proceeds—Fee for Half Year—Dealers' Registration and Transfer Thereof—Public Owned Vehicles—Exempt from License or Registration Fees—License or Registration Fees for Trailers and Semitrailers and Tractors—Providing for Transfer of Funds from the Motor Vehicle Fund of the Registrar of Motor Vehicles to the Motor Vehicle Recording Fund (sometimes called the Motor Vehicle Administrative Fund)—Providing for Deposit of all Fees, Other Than License Fees, Except Dealer License Fees, Collected by the Registrar of Motor Vehicles, in Said Motor Vehicle Recording Fund for the Payment of Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles." Referred to the Committee on Highways and Highway Transportation.

CONSIDERATION OF GENERAL ORDERS

It was moved by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of general orders.

Mr. Wiedman in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following:

That House Bill No. 1 be amended by striking out in line number 18 of the original bill the words and figures "Eighty-five thousand dollars ($85,000.00)" and inserting in lieu thereof the words and figures "Ninety-five thousand dollars ($95,000.00)" and be further amended by striking out in line number 22 of the original bill the words and figures "Seventy-five thousand dollars ($75,000.00)" and inserting in lieu thereof the words and figures "One hundred thousand dollars ($100,000.00)" and be further amended in line number 25 by striking out the words and figures "Twenty-five thousand dollars ($25,000.00)" and inserting in lieu thereof the words and figures "Forty-five thousand dollars ($45,000.00)" and as amended recommend that the bill do pass.

WIEDMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 1.

OMHOLT, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 1, having been read three several times at length, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Van Dyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Marsenich, Phillips. Total 2.

Excused: Goodwin, Juedeman, Reed. Total 3.

A motion was made by Wiedman, duly seconded and carried, that a committee of 5 be appointed to draw up appropriate resolutions to commemorate those former members of the House who have passed on.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until 11:00 a. m., Thursday, January 8, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FOURTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 8, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by Chaplain.

On roll call all members were present excepting, Broeder, Juedeman, Goodwin, Reed, Rimel, Sykes, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the third legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, do recommend that the following be employed:

Clerk.....Roger S. Murray
Stenographers.....Agnes Mannix
Adelma C. Wersland Ruth A. Romer
James Robinson

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Employment, having had under consideration House Bill No. 2, respectively report as follows: That House Bill No. 2 do pass.

GEBHARDT, Chairman.

Report adopted.

It was moved by Wiedman, duly seconded and carried, that the report of the Committee on Seating, Mileage, and Per Diem be considered read at length and the Journal so show.

Mr. Speaker: We, your Committee on Seating, Mileage, and Per Diem, beg to submit the following list indicating the number of miles traveled by the following members of the House of Representatives and the sums due them therefor, for the session of the Thirty-third Legislative Assembly, convening January 5, 1953.

Name	Miles	Amount
Anderson	196	$13.72
Armstrong	496	34.72
Arnold	860	60.20
Atkinson	388	27.16
Babcock	815	57.05
Barnard	666	46.62
Barrett	490	34.30
Beck	902	63.14
Bricker	196	13.72
Broeder	514	35.98
Brownfield	1,070	74.90
Cavanaugh	144	10.08
Cerovski	410	28.70
Chaffin	202	14.14
Clowes	772	54.04
Corcoran	360	25.20
Crist	478	33.46
Dempsey	144	10.08
Durkee	410	28.70
Dwyer	144	10.08
Emmons	196	13.72
Fry	446	31.22
Fulton	1,026	71.82
Gebhardt	478	33.46
Gershmel	522	36.54
Gleed	262	18.34
Goffena	464	32.48
Goodgame	812	56.84
Goodwin	70	4.90
Graybill	196	13.72
Gunderson	232	16.24
Haines (Flathead)	514	35.98
Haines (Prairie)	895	62.65
Haines (Missoula)	238	16.66
Hancock	478	33.46
Hansen (Yellowstone)	478	33.46
Hanson (Custer)	764	53.48
Hawks	660	46.40
Hess	414	28.98

Name	Miles	Amount
Higgins	500	35.00
Hilger	928	64.96
Hughes	343	24.01
Iten	332	23.24
Johnson (Granite)	190	13.30
Johnson (Silver Bow)	144	10.08
Juedeman	492	34.44
Leuthold	452	31.64
Loughran	144	10.08
MacDonald	988	69.16
McAndrews	196	13.72
McDonnell	360	25.20
McElwain	112	7.84
Mahoney	450	31.50
Marsenich	144	10.08
Michels	1,060	74.20
Nixon	568	39.76
Norby	196	13.72
Nybo	238	16.66
O'Connor	502	35.14
Omholt	266	18.62
Parker	1,000	70.00
Peters	484	33.88
Pfohl	254	17.78
Phillips	410	28.70
Pierce	478	33.46
Powell	1,035	72.45
Purdy	202	14.14
Reed	238	16.66
Regan	196	13.72
Rieder	56	3.92
Rimel	238	16.66
Ringling	156	10.92
Sagunsky	216	15.12
Sales	162	11.34
Sax	1,020	71.40
Schiltz	478	33.46
Seifert	306	21.42
Sippel	312	21.84
Smith		
Steel	196	13.72
Sykes	501	35.07
Tange	930	65.10
Taylor	980	68.60
Tobin (Lewis & Clark)		
Tobin (Silver Bow)	144	10.08
Toole	238	16.66
Totten	10	.70
Van Dyke	470	32.90
Walton	238	16.66
Watkins	628	43.96
Wetzsteon	442	30.94
Wiedman	388	27.16
Wilson	700	49.00
Wood	292	20.44

O'CONNOR, Chairman.

Report adopted.

MESSAGE FROM THE SENATE

It was moved by Wiedman, duly seconded and carried, that the following message from the Senate be considered read at length and the Journal so show:

January 5, 1953

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate was this day organized, and that the following officers and attaches were duly elected for the transaction of the business of the Thirty-third Legislative Assembly.

President Pro Tem.....Senator Donovan Worden
Secretary of the Senate.....Lou E. Bretzke
Sergeant-at-Arms.....Harry S. Whitcomb
Chaplain.....Rev. Charles E. Wilson
Secretary to the President
of the Senate.....Hazel Hitchcock

The following committees were this day appointed:

Committee on Committees: Senator Lott, Chairman; Cole, Valiton.

Committee on Seating, Mileage and Per Diem: Senator Balgord, Chairman; Senator Robinson, Vice-Chairman; Padbury, Busch, Hofland.

Committee on Employment: Senator Nutter, Chairman; Senator Evan Anderson, Vice-Chairman; Wedemeyer.

On motion of Senator Worden, duly seconded and carried, the President appointed the following Committee to invite the Chief Justice of the Supreme Court and Associate Members, together with state elective officers to attend a joint sesison of the House and Senate to hear the Governor's message at 1:00 p. m. Tuesday, January 6, 1953: Senators Carl Lindquist, Chairman; Glenn H. Larson, Don F. Valiton, George W. Wilson, B. R. Taylor.

On motion of Senator Worden, duly seconded and carried, the Rules, Joint Rules and Order of Business of the Thirty-second Legislative Assembly be adopted as the rules of this, the Thirty-third Legislative Assembly, until the Committee on Rules, Joint Rules and Order of Business shall report.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following bills were introduced, read first and second times, and referred to committees:

House Bill No. 5, introduced by Smith and Wiedman: A bill for an act entitled: "An Act Validating, Ratifying, Approving and Confirming Bonds and Other Instruments or Obligations, Heretofore Issued by Public Bodies of this State, and All Proceedings Heretofore Taken by Such Public Bodies, to Authorize and Issue Such Bonds, Instruments and Other Obligations, However Described, and to Make Levies and Appropriations of Taxes, Special Assessments and Revenues and Enter Into Covenants for the Payment and Security Thereof, and Providing that This Act May be Cited as 'The 1953 Bond Validating Act'." Referred to Judiciary Committee.

House Bill No. 6, introduced by McElwain: A bill for an act entitled: "An Act to Amend Section 59-524, Revised Codes of Montana, 1947, as Last Amended by Chapter 7 of the Laws of Montana, 1951, by Providing That the Expenses Allowed to State Officers and Employees for Traveling Within the State of Montana Shall be Limited to not More Than Eight Dollars ($8.00) Per Day and by Providing That the Expenses Allowed to State Officers and Employees for Traveling Without the State of Montana Shall be Limited to Not More Than Twelve Dollars ($12.00) Per Day, Providing for the Repeal of All Acts and Parts of Acts in Conflict

Herewith, and Providing That the Act Shall be in Full Force and Effect From and After Its Passage and Approval." Referred to Committee on State Boards and Offices.

House Bill No. 7, introduced by McElwain: A bill for an act entitled: "An Act to Amend Sections 59-801 and 59-802 of the Revised Codes of Montana, 1947, as last amended by Chapter 124 of the Laws of Montana, 1951, by Providing the Mileage to be Allowed to Members of the Legislative Assembly, State Officers, Township Officers, Jurors, Witnesses, County Agents, and All Other Persons, Except Sheriffs, Who May be Entitled to Mileage." Referred to Committee on State Boards and Offices.

It was moved by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

AFTERNOON SESSION

House resumed. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 5, respectfully report as follows: That House Bill No. 5 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Employment, respectfully report the following employed:

Stenographer.....Mrs. Helen Howard

GEBHARDT, Chairman.

Report adopted.

Mr. Wiedman moved that rules be suspended and House Bill No. 2 be considered correctly printed and referred to General Orders. Seconded and carried unanimously.

CONSIDERATION OF GENERAL ORDERS

Mr. Wiedman moved that the House resolve itself into the Committee of the Whole for consideration of General Orders. Seconded and carried.

MacDonald in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following: That House Bill No. 2 do pass.

MacDONALD, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that House Bill No. 2 be considered correctly engrossed and be referred to the calendar for third reading.

THIRD READING OF HOUSE BILLS

House Bill No. 2, having been read three several times, was passed by the following vote, history and title having been agreed to:

Ayes: Anderson, Arnold, Atkinson, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee,

Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hawks, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Armstrong, Babcock, Broeder, Crist, Goodwin, Hanson, Hilger, Juedeman, Nybo, Pierce, Reed, Rimel, Sykes, Totten. Total 14.

MESSAGES FROM SENATE

January 8, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to and the same is herewith returned to the House for concurrence in Senate amendments: House Bill No. 1, Committee on Appropriations.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House: House Bill No. 2, by Gebhardt.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

Mr. Wiedman moved that the House resolve itself into the Committee of the Whole for consideration of General Orders. Seconded and carried.

Mr. MacDonald in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under general orders, recommend the following: That the Senate amendments to House Bill No. 1 be concurred in.

MacDONALD, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

It was moved by Wiedman that the House of Representatives appoint a committee of three from its members to act in conjunction with a like committee from the Senate for the purpose of studying and investigating the Montana State Hospital at Warm Springs, Montana, including the administration of said hospital and all of its branches and activities; that said committee shall be authorized to and shall investigate such state hospital and its administration and the officers and employees thereof and that said committee be empowered by suitable process from the House of Representatives to hold hearings, subpoena witnesses, administer oaths

and appoint subcommittees from its membership with like authority; that suitable quarters and all necessary aid be provided to said committee for investigating and ascertaining the facts relative to said institution and its administration; that all items of expense be returned by said committee with its report and that the Sergeant-at-Arms of the House of Representatives be authorized and directed to pay any and all expenses necessarily incurred by the membership of said House of Representatives upon presentation to him of proper vouchers signed by the chairman of said committee; that said committee be empowered to do any and all things necessary to conduct such investigation and that it report its findings back to the House of Representatives not later than the twenty-fifth day of the Thirty-third Session. Motion duly seconded and carried.

It was moved by Wiedman that the House of Representatives appoint a committee of three from its members to act in conjunction with a like committee from the Senate for the purpose of studying and investigating the Montana State Prison at Deer Lodge, Montana, including the administration of said prison and all of its branches and activities; that said committee shall be authorized to and shall investigate such state prison and its administration and the officers and employees thereof and that said committee be empowered by suitable process from the House of Representatives to hold hearings, subpoena witnesses, administer oaths and appoint subcommittees from its membership with like authority; that suitable quarters and all necessary aid be provided to said committee for investigating and ascertaining the facts relative to said institution and its administration; that all items of expense be returned by said committee with its report and that the Sergeant-at-Arms of the House of Representatives be authorized and directed to pay any and all expenses necessarily incurred by the membership of said House if Representatives upon presentation to him of proper vouchers signed by the chairman of said committee; that said committee be empowered to do any and all things necessary to conduct such investigation and that it report its findings back to the House of Representatives not later than the twenty-fifth day of the Thirty-third Session. Motion duly seconded and carried.

It was moved by Wiedman that the House of Representatives appoint a committee of three from its members to act in conjunction with a like committee from the Senate for the purpose of studying and investigating the Montana State Industrial School at Miles City, Montana, including the administration of said school and all of its branches and activities; that said committee shall be authorized to and shall investigate such state school and its administration and the officers and employees thereof and that said committee be empowered by suitable process from the House of Representatives to hold hearings, subpoena witnesses, administer oaths and appoint subcommittees from its membership with like authority; that suitable quarters and all necessary aid be provided to said committee for investigating and ascertaining the facts relative to said institution and its administration; that all items of expense be returned by said committee with its report and that the Sergeant-at-Arms of the House of Representatives be authorized and directed to pay any and all expenses necessarily incurred by the membership of said House of Representatives upon presentation to him of proper vouchers signed by the chairman of said committee; that said committee be empowered to do any and all things necessary to conduct such investigation and that it report its findings back to the House of Representatives not later than the twenty-fifth day of the Thirty-third Session. Motion duly seconded and carried.

THIRD READING OF HOUSE BILLS

Senate amendments to House Bill No. 1, having been read three several times, history and title agreed to, were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer,

Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hansen, Hawks, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Armstrong, Babcock, Barnard, Haines (Prairie), Hanson, Hilger, Nybo, Pierce, Totten. Total 9.

Excused: Broeder, Crist, Goodwin, Juedeman, Reed, Rimel, Sykes. Total 7.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Friday, January 9, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

FIFTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 9, 1953.

House convened at 10:00 pursuant to adjournment.

Speaker in the Chair. Invocation by Chaplain.

On roll call all members were present except the following: Arnold, Babcock, Broeder, Cerovski, Crist, Dempsey, Goodwin, Hanson, Higgins, Hughes, Juedeman, Nixon, Pfohl, Regan, Sykes, Taylor, Totten, all excused; and Powell, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fourth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 2 beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

MESSAGES FROM SENATE

January 8, 1953.

Mr. Speaker: The Committee on Committees, pursuant to the authority granted them by the adoption of the motions of the Senator from Missoula, requiring the appointment of a special committee of three members of the Senate, to act in conjunction with a like committee from the House of Representatives, for the purpose of studying and investigating the Montana State Hospital at Warm Springs, Montana; the Montana

State Prison at Deer Lodge, Montana; and the Montana State Industrial School at Miles City, Montana; including the administration of said hospital, prison, and school, and all its branches and activities, named the following Senators:

To investigate the Montana State Hospital, Warm Springs, Montana: Senators Winters, Chairman; Valiton, Vice-Chairman; Tibbals.

To investigate the Montana State Prison at Deer Lodge, Montana: Senators Larson, Chairman; Ross, Vice-Chairman; Hofland.

To investigate the Montana State Industrial School at Miles City, Montana: Senators Mahoney, Chairman; Mackay, Vice-Chairman; Keller.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

COMMITTEES APPOINTED

The following committees were announced:

Committees to act in conjunction with like Committees from the Senate for the purpose of studying and investigating the following State Institutions:

Montana State Hospital, Warm Springs, Montana: Omholt, Peters, Nixon.

Montana State Prison, Deer Lodge, Montana: Atkinson, Leuthold, Rieder.

Montana State Industrial School, Miles City, Montana: Hawks, Rimel, Barrett.

A motion was made by Wiedman, duly seconded and carried, that the Committee on Appropriations be increased from 15 to 19 members, the Speaker to name the additional members.

The following new members were then named to the Committee on Appropriations: Clowes, Gleed, Goffena, Sippel.

INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

House Bill No. 8, introduced by Schiltz and Pfohl: A bill for an act entitled: "An Act to Repeal Sections 48-106, 48-107, 48-108, 48-109 and 48-110 of the Revised Codes of Montana, 1947, Relating to Miscegenous Marriages Within the State of Montana and by Residents of the State of Montana and to the Effects of Such Marriages and Providing Penalties for the Solemnization of Such Marriages." Referred to Committee on Public Health, Morals, and Safety.

House Bill No. 9, introduced by Smith and Schiltz: A bill for an act entitled: "An Act to Amend Section 93-3007 of the Revised Codes of Montana, 1947, Relating to Service of Summons; Providing That in All Actions to Quiet Title to Real or Personal Property, Where Summons is Served by Publication and a Copy Thereof Mailed by the Clerk of Court to Any Expired or Dissolved Corporation Whose Trustees Cannot be Found, at its Last Known Place of Business, Service Shall be Complete on Such Corporation Without Additional Service Upon the Secretary of State; and Repealing all Acts and Parts of Acts in Conflict Herewith." Referred to Judiciary Committee.

House Bill No. 10, introduced by Smith and Schiltz: A bill for an act entitled: "An Act to Amend Section 52-312 of the Revised Codes of Montana, 1947, Relating to Foreclosure of Mortgages on Personal Property, Prescribing the Length of Time for the Posting of Notices Where no Provision is Made Therefor in the Mortgage, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Judiciary Committee.

House Bill No. 11, introduced by Smith and Schiltz: A bill for an act entitled: "An Act to Amend Section 93-6001 of the Revised Codes of Montana, 1947, Relating to Proceedings in Foreclosure Suits; Providing That Sales of Real Property Shall be Conducted in the Manner Provided by Law for Sales of Real Estate Under Sheriff's Sale on Execution, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Judiciary Committee.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 10:50 a. m. this day.

House recessed.

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 1.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 1 introduced by the Committee on Appropriations and find the same to be correct.

HAINES (Missoula), Vice-Chairman.

The Speaker signed the following measure in open session: House Bill No. 1.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, do recommend that the following be employed:

Stenographer.....Beverly Briscoe
Clerk.....O. W. McBride

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 2.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 2 introduced by the Committee on Employment and find the same to be correct.

GEBHARDT, Chairman.

The Speaker signed the following measure in open session: House Bill No. 2.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until 1:00 p. m. on January 12, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

EIGHTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 12, 1953.

House convened at 1:00 p. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by Chaplain.

The following committees were this day appointed:

Committee on Necrology: Sykes, Chairman; Reed, Vice-Chairman; O'Connor, Beck, Cerovski.

Committee on Affairs of Cities: Norby, Chairman; Fry, Vice-Chairman; Hanson, Hilger, Iten, McElwain, Purdy, Tange, Toole, Totten, Anderson, Clowes, Emmons, Marsenich, VanDyke.

Committee on Agriculture, Dairying, and Horticulture: Peters, Chairman; Haines (Flathead), Vice-chairman; Atkinson, Hawks, Juedeman, Leuthold, Sales, Sax, Tange, Walton, Beck, Gershmel, Gunderson, Michels, Nixon.

Committee on Aviation: Hilger, Chairman; Nybo, Vice-Chairman; Brownfield, Fry, Haines (Prairie), Hanson, Norby, Pfohl, Rimel, Barrett, Cavanaugh, Cerovski, Durkee, Michels, Nixon.

Committee on Banking and Insurance: Haines (Flathead), Chairman; Crist, Vice-Chairman; Hilger, Omholt, Rimel, Sales, Schiltz, Sippel, Tobin (Lewis & Clark), Totten, Anderson, Marsenich, McAndrews, Nixon, Wood.

Committee on Conservation and Development: Sykes, Chairman; Goffena, Vice-Chairman; Haines (Flathead), Haines (Missoula), Hancock, Leuthold, Reed, Steel, Wetzsteon, Wilson, Anderson, Barnard, Johnson (Silver Bow), Michels, Wood.

Committee on Constitutional Amendments and Federal Relations: Schiltz, Chairman; Atkinson, Vice-Chairman; Bricker, Broeder, Hancock, Higgins, McDonnell, Nybo, Totten, Wiedman, Cerovski, Hess, Ringling, Tobin (Silver Bow), Wood.

Committee on Education: Reed, Chairman; Sippel, Vice-Chairman; Hancock, Higgins, Leuthold, Seifert, Smith, Steel, Walton, Wetzsteon, Barnard, Beck, McAndrews, Rieder, Tobin (Silver Bow).

Committee on Fish and Game: Armstrong, Chairman; Bricker, Vice-Chairman; Atkinson, Gleed, Hughes, Peters, Pfohl, Seifert, Wetzsteon, Wilson, Durkee, Goodwin, Johnson (Silver Bow), Mahoney, VanDyke.

Committee on Highways and Highway Transportation: Sagunsky, Chairman; Bricker, Vice-Chairman; Broeder, Hawks, Iten, Johnson (Granite), Nybo, Pierce, Sax, Watkins, Barrett, Beck, Loughran, Michels, Parker.

Committee on Irrigation and Water Conservation: Seifert, Chairman; Corcoran, Vice-Chairman; Bricker, Goffena, Hancock, Hughes, Powell, Tange, Walton, Wetzsteon, Barnard, Gershmel, Goodgame, MacDonald, Rieder.

Committee on Labor: Pierce, Chairman; McDonnell, Vice-Chairman; Armstrong, Haines (Missoula), Hanson, Higgins, Juedeman, Norby, Phillips, Seifert, Cavanaugh, Goodwin, Gunderson, Mahoney, McAndrews.

Committee on Liquor Control: Corcoran, Chairman; Gebhardt, Vice-Chairman; Crist, Fulton, McDonnell, Nybo, O'Connor, Phillips, Sykes, Taylor, Anderson, Dempsey, Durkee, Goodwin, VanDyke.

Committee on Livestock and Public Ranges: Brownfield, Chairman; Wilson, Vice-Chairman; Fulton, Hansen, Hawks, Johnson (Granite), McDonnell, Phillips, Powell, Taylor, Barnard, Goodgame, MacDonald, Ringling, Wood.

Committee on Military Affairs: Omholt, Chairman; Purdy, Vice-Chairman; Armstrong, Babcock, Gebhardt, Haines (Prairie), McElwain, Sagunsky, Tobin (Lewis & Clark), Toole, Barrett, Cerovski, Graybill, Gunderson, Regan.

Committee on Mines and Mining: Atkinson, Chairman; Johnson (Granite), Vice-Chairman; Crist, Gleed, Goffena, Pierce, Reed, Sagunsky, Tobin (Lewis & Clark), Watkins, Goodgame, Gunderson, Loughran, Rieder, Ringling.

Committee on Oil and Gas: Sales, Chairman; Higgins, Vice-Chairman; Bricker, Fulton, Haines (Flathead), Hilger, Juedeman, O'Connor, Schiltz, Watkins, Emmons, Gershmel, Goodgame, Marsenich, Parker.

Committee on Privileges and Elections: Schiltz, Chairman; Haines (Prairie), Vice-Chairman; Arnold, Armstrong, Haines (Missoula), Iten, Peters, Rimel, Sippel, Tange, Barrett, Cerovski, Goodwin, Graybill, Johnson (Silver Bow).

Committee on Public Health, Morals and Safety: Arnold, Chairman; Hansen, Vice-Chairman; Hanson, Higgins, Reed, Totten, Tange, Sax, Seifert, Sippel, Clowes, Durkee, Regan, Tobin (Silver Bow), Dwyer.

Committee on Public Utilities and State Commissions: Hawks, Chairman; Phillips, Vice-Chairman; Babcock, Crist, Fry, Goffena, Pfohl, Powell, Purdy, Rimel, Cavanaugh, Dempsey, Durkee, Gershmel, Regan.

Committee on Railroads and Railway Transportation: Gebhardt, Chairman; O'Connor, Vice-Chairman; Brownfield, Corcoran, Haines (Flathead), Hawks, Sagunsky, Sax, Totten, Wilson, Gunderson, Hess, Tobin (Silver Bow), VanDyke, Wood.

Committee on Ways and Means: O'Connor, Chairman; Armstrong, Vice-Chairman; Brownfield, Corcoran, Fulton, Hansen, Sales, Steel, Tobin (Lewis & Clark), Toole, Clowes, Dempsey, Emmons, Gershmel, Parker.

Committee on Social Security: Bricker, Chairman; Sales, Vice-Chairman; Arnold, Hansen, Higgins, Hilger, Johnson (Granite), Tobin (Lewis & Clark), Toole, Wetzsteon, Emmons, Goodwin, Loughran, MacDonald, Tobin (Silver Bow).

Committee on State Boards and Institutions: Wilson, Chairman; Iten, Vice-Chairman; Arnold, Babcock, Haines (Prairie), Johnson (Granite), Peters, Reed, Steel, Taylor, Graybill, Hess, Johnson, Marsenich, McAndrews.

Committee on State Lands, Forests and Parks: Phillips, Chairman; Fulton, Vice-Chairman; Broeder, Gleed, Hansen, McDonnell, Powell, Toole, Walton, Watkins, Barnard, Beck, Dwyer, Goodgame, MacDonald.

Committee on Townships and Counties: Hughes, Chairman; Watkins, Vice-Chairman; Broeder, Brownfield, Hanson, Johnson (Granite), Peters, Phillips, Toole, Wiedman, Beck, Dempsey, Goodwin, McDonald, Mahoney.

Committee on Workmen's Compensation: Omholt, Chairman; Nybo, Vice-Chairman; Babcock, Haines (Prairie), Hughes, O'Connor, Pierce, Powell, Sykes, Taylor, Dwyer, Emmons, Mahoney, Parker, Regan.

On roll call all members were present excepting: Corcoran, Crist, Dwyer, Goffena, Loughran, Pierce, Powell, Totten, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 1 and 2, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:15 o'clock p. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 5, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

January 9, 1953.

Hon. Dean Chaffin
Speaker of the House of Representatives
Helena, Montana

Dear Sir:

I have this day approved:

House Bill No. 1, introduced by Committee on Appropriations.

House Bill No. 2, introduced by Gebhardt.

J. HUGO ARONSON,
Governor.

MESSAGE FROM THE SENATE

January 9, 1953.

Mr. Speaker: The President this day signed House Bills No. 1 and 2 in Open Session.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

A motion was made by Wiedman, duly seconded and carried, that, in respect to the memory of the deceased wife of Mr. Corcoran of Golden Valley, the House adjourn until 11:00 a. m., Tuesday, January 13, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

NINTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 13, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Corcoran, Crist, Dwyer, Hawks, Nixon, Omholt, Peters, Pierce, Powell, Sax, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the eighth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF SELECT COMMITTEES

Mr. Speaker: We have the honor to transmit herewith the report of the Commission on Reorganization of State Government. The Commission was created by Chapter 185, Laws of 1951.

The report is the result of some 24 meetings of the Commission. Most of these meetings were for three days each, although some were held over longer periods of time. Task forces of private citizens functioned for the commission in certain areas of government, and they also held numerous meetings.

State officers and employees cooperated fully in the many calls made upon them for information and counsel by commission and task force members. The cooperation and support of Governor John W. Bonner was deeply appreciated.

Section 1 of Chapter 185, Laws of 1951 set out the task of the commission in the following terms:

"Section 1. It is the purpose of this act to provide for a thorough, complete and constructive study and review of the entire organization and structure of state government in Montana and of every department, institution, board and other agency of the state government and the functions thereof for the purpose of developing and recommending a program of improvement and economy which will promote efficiency in the operation of state government; to review and analyze the various activities, functions, departments and boards of the state government and recommend the consolidation, reorganization or abolishment of those not deemed essential to the welfare of the people of the state."

The commission held closely to the purpose of its parent statute. It did not from the start conceive of itself as an investigating committee, and the approach to problems of state government has been a non-partisan one throughout. It is our hope that further considerations of this nature will be conducted on the same basis.

Inevitably certain areas of government have not received the attention they deserve, due to limitations of time and staff.

The Commission wishes to acknowledge its gratitude to those private citizens who constituted task forces in certain areas of study.

Their names will appear in the chapters covering their subject matter.

The Commission also acknowledges its gratitude to its executive director, Mr. Frederick B. Gillette, for his able and faithful services, and

to the many citizens of Montana who expressed so much interest and support toward the work of the Commission.

The Commission took advantage of the fine work done in other states as such work had application to Montana's problems, but the report, as it must be, is fitted to the particular needs of our own state.

It is our sincere belief that this work has been worth the effort. We believe that recommendations of the Commission will result in better service and greater economy in the operations of state government. It has been a privilege to participate in work that can be of value to the people of Montana, and it is our earnest hope that the recommendations in this report will merit your support.

Respectfully submitted,
GLENN H. LARSON,
E. F. McQUITTY,
MELVIN E. MAGNUSON,
JOHN J. MacDONALD,
WILLIAM R. MACKAY,
WINFIELD E. PAGE,
H. A. TIBBALS,
DONOVAN WORDEN.

A motion was made by MacDonald, duly seconded and carried, that the letter of transmittal from the Commission on Reorganization of State Government be entered into the Journal and that the report be accepted and filed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, do hereby recommend that the following be employed:

Stenographers.....Margie E. Millegan
Patricia Syskowski Esther Price Ingraham
Typist.....Joan Joy Howard

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 9, respectfully report as follows: That House Bill No. 9 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 10, respectfully report as follows: That House Bill No. 10 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 11, respectfully report as follows: That House Bill No. 11 do pass.

McELWAIN, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

January 9, 1953.

Speaker of the House
House of Representatives
State Capitol
Helena, Montana

In accordance with Section 94-9813, Revised Codes of Montana, I submit herewith a complete list of the commutations of sentence and pardons

granted by the State Prison Board since the last previous report was submitted to the Legislature.

J. HUGO ARONSON,
Governor.

A motion was made by Wiedman, duly seconded and carried, that the message from the Governor be considered as read and the Journal so show:

REPORT OF PARDONS AND COMMUTATIONS OF SENTENCE
1951 and 1952

PARDONS
Governor Bonner

CHILDERS, ELLIS (Commutation)—Garfield County; burglary; sentenced October 19, 1950, for term of one (1) year. Childers, on May 10, 1939, was committed to the Prison on a charge of grand larceny for a term of one (1) year. After serving six (6) months, he was paroled. In spite of prior conviction, Governor's investigation disclosed that Childers has been a model prisoner and has a wife and two minor children who suffered considerable hardship because of Childers' confinement. Governor recommended commutation of sentence to six (6) months. Pardon Board sustained Governor's action January, 1951.

HOVDE, BENNIE (Commutation)—Yellowstone County; robbery; sentenced to term of eighteen (18) months in State Prison. Review of records disclosed Hovde was drinking at time of alleged offense and, at time he was commited, was working at Billings Bowling Center, where he made a good record as a worker. His employer offered to accept Hovde and immediately re-employ him upon his release. Governor stated he believed Hovde had been amply punished and recommended commutation of his sentence from eighteen (18) months to nine (9) months. Pardon Board sustained Governor's action February, 1951.

NAGEL, DONALD (Commutation)—Yellowstone County; robbery, convicted August 21, 1948, and sentenced to term of 10 years. Nagel is an epileptic, requiring frequent medical treatment. His conduct has been good and I believe it is necessary, to serve the ends of justice, that Nagel's sentence be commuted to five (5) years. If this recommendation is approved by your Board, he will be subject to immediate parole.

FERKO, JOSEPH D. (Commutation)—Butte, Silver Bow County; first degree burglary; sentenced by Silver Bow District Court December 2, 1949, to term of five (5) years. Judge John McClernan, who originally sentenced Ferko, suspended the sentence but, in the Judge's opinion, Ferko voided suspension and Judge sentenced him to the Prison. He is a first offender and a trustee outside the walls and has been an exceptionally good inmate. He is a 22-year old and it appears that part of his trouble has been due to the type of persons he has associated with. I recommend that his sentence be commuted to three (3) years, making him eligible for parole June 1, 1951.

BRIDGEFORD, CLARENCE (Commutation)—Cascade County; grand larceny; sentenced by District Court of Cascade County December 3, 1949, for term of three (3) years. Bridgeford, 37, has previous conviction, but since he has been in Penitentiary because of his present conviction, his conduct has been exemplary. He is married and has three small children. If released, he will go to work on a farm. Believing that this is a proper case for commutation of sentence, I hereby recommend that Bridgeford's sentence be commuted to one (1) year and five (5) months, which, if approved by the Board, would authorize his immediate discharge.

STORM, WALLACE (Commutation)—Toole County; grand larceny; age 23; sentenced August 31, 1950, for a term of three (3) years. Storm

had no previous convictions and his conduct has been good. He served in the Navy, and in Prison had tuberculosis and needed medical attention immediately. Sentence commuted to one and one-half (1½) years. Approved September 28, 1951.

MERCER, SAM, Jr. (Commutation)—Ravalli County; first degree burglary; sentenced August 4, 1948, for seven (7) years. No previous conviction. Age early thirties. Reports of Ravalli County authorities indicate this young man was undoubtedly influenced by older men in the crime and had no objections to commutation. Commuted to five (5) years and six (6) months. Approved July 20, 1951.

LYMAN, LEONARD (Commutation)—Ravalli County; first degree burglary; sentenced August 3, 1948, for a term of seven (7) years on plea of guilty. No prior record. 24 years of age. Veteran; married, with two children. Ravalli County authorities say influenced by older man in commission of crime. Sentencing Judge and prosecuting attorney recommended commutation. Commuted to five (5) years and six (6) months. Approved July 20, 1951.

BARROWS, CHARLES (Commutation)—Phillips County; first degree assault; sentenced March 25, 1949, to five (5) years. No prior convictions. Married and five minor children. Trouble originated from drink, and situation which resulted in his incarceration was a family affair. Family in need of help and prior record good. Commuted to four (4) years on provision that he seek work eslewhere than in Phillips County. Approved July 20, 1951.

IRISH, NORMAN M. (Commutation)—Valley County; first degree burglary; sentenced March 15, 1949, to five (5) years. Served twenty-six (26) months and was reported an outstanding prisoner. Family man. Appears to have had sincere desire to rehabilitate himself. Commuted to four (4) years. Approved July 20, 1951.

BARTLETT, CHARLES (Commutation)—Cascade County; forgery; sentenced November, 1950, to term of eighteen (18) months. No prior convictions. 21 years old; part Indian youth; appeared to have fallen in with companions who were drinking. Although not induced to do so, he wrote a $50.00 check on the account of a former employer. Was a good prisoner. Sentence commuted from eighteen (18) months to one (1) year. Approved July 19, 1951.

LUCERO, JOHN (Commutation)—Yellowstone County; second degree assault; sentenced on April 30, 1949, to a term of four (4) years. Applicant's mother, Mrs. Sarah Lucero, of Billings, aging and in ill health. Lucero demonstrated by his good conduct and attitude that he was deserving of commutation. Commuted from four (4) years to two (2) years. Approved July 19, 1951.

BELLAMY, EMERSON LEE (Commutation)—Custer County; forgery; sentenced September, 1949 to a term of five (5) years. Custer County authorities do not object to commutation. The prosecuting attorney commended Bellamy for his cooperation with authorities. Worked diligently as a dental assistant and as a steward at the Prison, to the Prison Physician. Commuted from five (5) years to three (3) years on August 29, 1951.

HODGSON, FRED W. (Commutation)—Custer County; uttering a fictitious check; sentenced April 30, 1949, to a term of five (5) years. Hodgson violated parole and the Court revoked the suspended sentence. He began serving the original sentence January 11, 1949. His difficulties appear to stem from family difficulties and from drink. Violation of the suspended sentence appears to have occurred during a period of heavy drinking. Received extensive treatments for alcoholism at the State Hospital. A model prisoner. Wife passed away since imprisonment and his

two minor children are without proper and adequate care, which he is capable of providing. Commuted from five (5) years to three (3) years on August 29, 1951.

HUFFMAN, LLOYD (Commutation)—Cascade County; first degree burglary; sentenced in September, 1949, to a term of five (5) years. No prior convictions. Man appears to have acquired drinking habit in Armed Forces. Huffman burglarized his own place of employment where he had a steady job and a good salary during a drinking bout. Model prisoner. Commuted from five (5) years to three (3) years and nine (9) months on August 29, 1951.

FENNER, DALE (Commutation)—Lewis & Clark County; first degree burglary; sentenced October 1949, to a term of five (5) years. This youthful first-offender, a veteran of Naval service, appears to have become associated with companions who exerted a bad influence upon him and who induced him to participate in the offense. Model prisoner. Commuted from five (5) years to three and one-half (3½) years, August 28, 1951.

GRANBOIS, ERNEST (Commutation)—Roosevelt County; forgery; sentenced to a term of two (2) years. Sentence suspended, later revoked, and Granbois was received at the Prison on September 29, 1950. An excellent institutional record and county officials interpose no objection to clemency. Commuted from two (2) years to eighteen (18) months, on August 29, 1951.

KIMMERLE, PAUL CHRISTOPHER (Commutation)—Teton County; forgery; sentenced on August 29, 1950, to a term of two (2) years. Age 22. No prior felonies. Institutional record very good. County officials interpose no objections. Commuted from two (2) years to twenty (20) months, August 30, 1951.

BRINER, DILLARD (Commutation)—Cascade County; first degree burglary; sentenced January 1951, to a term of two (2) years. No prior convictions. Briner appears to be not a criminal but that this misadventure was due to his association with and influence of insipid companions. Model prisoner. Commuted from two (2) years to one (1) year, November 17, 1951.

CHAMPAGNE, CLARENCE (Commutation)—Lewis & Clark County; auto theft; sentenced November 5, 1950, to a term of two (2) years. No prior convictions. County officials recommend clemency; model prisoner. Commuted from two (2) years to fourteen (14) months, August 30, 1951.

HANSON, GALE (Commutation)—Lewis & Clark County; burglary; sentenced September, 1950, to a term of two (2) years. No prior convictions. County authorities interpose no objections. Model prisoner. Commuted from two (2) years to twenty (20) months, August 29, 1951.

McERLAIN, EDWARD (Commutation)—Yellowstone County; first degree burglary; sentenced September 1950, to a term of two (2) years. No prior convictions. Good conduct at the Prison indicates that he has earned an opportunity to make good. Commuted from two (2) years to one and one-half (1½) years, August 29, 1951.

JOHNSON, MILTON (Commutation)—Hill County; robbery; sentenced May 29, 1950, to a term of three (3) years. No prior convictions. Comes from good family and has worked during most of his life on his father's ranch near Flaxvile. Father states that Milton was slow to learn but is not mentally deranged. Brother served with heroism and bravery in the Armed Forces and Milton tried unsuccessfully to emulate his successful brother but was rejected twice for Army service. Drinking and inferiority complex caused him to become involved in auto theft. Model prisoner. Suffered severe burns in an accident on the Prison farm, which burns required his receiving hospital care and medical treatment for several

months. Commuted from three (3) years to two (2) years on August 29, 1951.

CAWLEY, ROBERT J. (Commutation)—Phillips County; contributing to the delinquency of a minor; sentenced May 22, 1951, to a term of nine (9) months in the Phillips County jail. It was the belief of the County Attorney and the Court that, in view of the physical and mental condition of the defendant this veteran should be released from the County Jail so that he might be commuted to a veterans' mental hospital for care and treatment. Commutation granted from nine (9) months to four (4) months October 18, 1951.

KEEF, ARCHIE (Commutation)—Powell County; escape; sentenced on July 19, 1950, to a term of two (2) years to start on May 14, 1951, upon completion of original sentence. Judge who sentenced Keef feels that the sentence should be commuted so that Keef may now be discharged at the earliest possible moment. Commuted from two (2) years to six (6) months on November 28, 1951.

FRANKLIN, KEATS (Commutation)—Powder River County; forgery; sentenced September 3, 1950, to a term of five (5) years. First offense. Veteran, having served with honor and distinction in South Pacific. Model prisoner. Powder River County officials interpose no objections to clemency. Commuted from five (5) years to two and one-half (2½) years on December 6, 1951.

RICHARDS, JOHN D. (Commutation)—Silver Bow County; burglary; sentenced September 7, 1950, to a term of two (2) years. Disabled veteran. Became addicted to use of alcohol. A young man of fine family with training and education. Difficulties arose directly as a result of his use of alcohol. Personally instituted an Alcoholics Anonymous group at the Prison and has engendered real interest in it. A model prisoner. Commuted from two (2) years to one and one-half (1½) years on December 6, 1951.

STEGALL, RAY (Commutation)—Liberty County; forgery; sentenced to three (3) years July 26, 1950. Man had no prior convictions; amount of instrument forged was small. Has given promise to make full restitution for his wrong and had made every reasonable effort to do so before he was sentenced. His institutional record has been good. Commutation granted December 27, 1951, from three (3) years to one year and nine months (1 yr. 9 mos.)

PARR, CLIFTON L. (Commutation)—Park County; rape; sentenced March 9, 1946, to a term of fifteen (15) years. Is eligible to parole. The offense was committed when Parr was young. The girl has since married and established a home. Parr's institutional record has been exceedingly good. Parr appears to have a deep and abiding repentance of the offense and a sincere desire to make amends. Commutation granted December 27, 1951, from fifteen (15) to nine (9) years.

BRUNO, LARRY (Commutation)—Teton County; grand larceny; sentenced January 11, 1951, to a term of two (2) years. He was under 21 at the time the offense was committed and had no prior convictions of a felony nature. Appears to have become involved with companions who had a bad influence upon him and upon his actions. His institutional record has been excellent and appears to be sincere in desiring to make restitution for his wrongs. In light of his youth, further confinement might deter his rehabilitation. Commuted the sentence of two (2) years to eighteen (18) months, December 27, 1951.

OLSON, MARVIN M. (Commutation)—Beaverhead County; uttering a fictitious check; sentenced July 30, 1950, to a term of three (3) years. No prior convictions and is, therefore, eligible to parole. His institutional record has been good and the Court interposes no objection to his release. It

is believed that this first-offender should be given an opportunity to atone for his wrongs and that further confinement would serve no good or useful purpose. Commuted from three (3) years to two (2) years, December 26, 1951.

RIGGS, CARL JOHN (Commutation)—Gallatin County; grand larceny; sentenced April 11, 1951, to a term of four (4) years. No prior convictions. Although not a long-time resident he had established a reputation for being a good worker. Fine institutional record and has worked diligently to learn a vocation at the Prison. It is to be supposed that he did not have control of his facilities at the time the offense was committed. Commuted from four (4) years to three (3) years, December 26, 1951.

LEWIS, MONTFORD R. (Commutation)—Valley County; grand larceny; commenced serving sentence of two and one-half (2½) years October 20, 1950. Has maintained very good institutional record and his record discloses no prior felony convictions. His wife has not enjoyed good health and has been unable to work. She has had to depend upon the state and relatives and friends for assistance. Commuted sentence of two and one-half (2½) years to one and one-half (1½) years, December 26, 1951.

DALY, VINCENT, Jr. (Commutation)—Lewis & Clark County; burglary; started serving sentence, a term of five (5) years, October 31, 1949: His Prison conduct very good; a first-offender; and he admits that had he exercised better judgment in his associations with proper companions the incident might never have occurred. He appears by his conduct and his desire to atone for his wrongs to have learned his lesson thoroughly. Commuted from five (5) years to three and one-half (3½) years, December 28, 1951.

DUGGER, CLARENCE O. (Commutation)—Silver Bow County; robbery; sentenced to a term of twelve (12) years on February 17, 1947. His record discloses prior convictions, but Warden Boedecker asserts that he has made a sincere and conscientious effort to rehabilitate himself. The Court and County Attorney interpose no objection to clemency. He has assurance of immediate employment in another state in event of release. Sentence commuted from twelve (12) to six (6) years, December 27, 1951.

BOYLAN, A. E. (Commutation)—Missoula County; grand larceny; sentenced to a term of three (3) years, which sentence was revoked August 12, 1950, when he was charged with assault upon his wife and started serving sentence that date. Although he appears not to be a fully mature person, he does not have a criminal character. His institutional record is exceptionally good; he has learned a trade and is assured immediate employment as a cheese maker in the event of his release. Commuted from three (3) years to two (2) years, December 26, 1951.

BLAIR, CLAUDE (Commutation)—Hill County; robbery; sentenced October, 1945, to a term of fifteen (15) years. His institutional record has been very good. Has been under care of the Prison physician at various times for a chronic ear infection for which condition a surgical operation has been prescribed. Commuted sentence from fifteen (15) to ten (10) years, December 26, 1951.

BOERNER, ALBERT (Commutation)—Cascade County; grand larceny; sentenced to a term of two (2) years November 5, 1950, Would be eligible for release with good time earned February 28, 1952, His institutional record is good, has learned a trade and has a promise of immediate employment in event of his release. Sentence commuted from two (2) years to one (1) year and six (6) months.

FISHER, JOSEPH (Commutation)—Cascade County; isuing fictitious check; sentenced February 7, 1949, to a term of twenty (20) years. Appears to be a person easily misled. Has developed deep religious convictions

apparently and volunteered to donate one of his eyes to a girl whose sight has been destroyed. Commuted to ten (10) years December 28, 1951.

STANDISH, DON (Commutation)—Gallatin County; second degree burglary; sentenced March 30, 1950, to a term of four (4) years in the State Prison. Has a very good institutional record; the offense was committed during a period of heavy drinking and was his first felony conviction. A child was born to his wife shortly after his incarceration and they have had a difficult time. He has a job waiting for him in the State of North Dakota when he is released and is sincerely repentant and wants to make full restitution. Commuted from four (4) to two (2) years, December 28, 1951.

WILLIAMS, CHARLES R. (Commutation)—Gallatin County; grand larceny; sentenced September 6, 1950, to a term of five (5) years. It appears that he was wrongly charged. The Court, in fact, is on record with the statement that it is not at all satisfied with the sentence meted out in this case. Commuted to two years and six months (2 yrs. 6 mos.), December 28, 1951.

EVERY, JOHN FERGUSON (Commutation)—Yellowstone County; attempted robbery; sentenced March 14, 1950, to a term of four (4) years. No prior felony conviction; his institutional record has been excellent; has worked in the Prison as ofice bookkeeper. Commuted from four (4) years to three (3) years, December 28, 1951.

GODFREY, JAMES G. (Commutation)—Yellowstone County; first degree burglary; sentenced March 17, 1949, to a term of five (5) years. He has a record of nine (9) years service with the U. S. Merchant Marine. It is his desire to make that his carer. Has a fine institutional record. Commuted from five (5) years to three (3) years and six (6) months, December 28, 1951.

SCHNEIDER, GEORGE (Commutation)—Yellowstone County; crime of rape; sentenced December 9, 1949, to thirty-five (35) years. John Sauter was co-defendant, appealed to Supreme Court from the conviction of judgment of said Court and was granted a new trial. John Sauter was completely released and free of charge. Following opinion of Supreme Court sentence commuted to four (4) years. Approved January 29, 1952; served two (2) years.

THEOBOLD, ORVILLE (Commutation)—Silver Bow County; crime of burglary; sentenced to eighteen (18) months August 3, 1951. He was merely an accomplice in the case and made no attempt to resist arrest and plead guilty to crime. Two daughters and aging mother are dependent on him for support. First-offender and institutional record has been very good. Sentence commuted from eighteen (18) months to ten (10) months. Approved May 15, 1952.

VINGE, HAROLD, W. (Commutation)—Lake County; first degree burglary; sentenced March 14, 1950, to a term of ten (10) years. He was honorably discharged from the U. S. Navy with the rank of Chief Petty Officer, 2/c; his Navy record is free of any disciplinary action and his civil record discloses no prior convictions. He is married and has four minor children, all of whom are compelled to rely wholly for care and subsistence upon the Welfare Department of Washington. He has been an earnest, hard-working citizen and was active in the Boy Scouts movement. Became associated with three persons of whose true character and criminal reputations he was unaware and consequently became involved in burglary and was later forced at gunpoint to escape with them. He has been assured immediate employment upon his release. Commuted from ten (10) to four years and six months (4 yrs. 6 mos.), June 10, 1952.

GREEN, JACK (Commutation)—Cascade County; first degree burglary; sentenced April 4, 1950, to a term of four (4) years. He is a veteran of

both Navy and Army, served 36 months overseas. He is married and has two minor children. He has played with the Prison baseball team and performs capably in a clerical capacity in the Prison office. He is assured of immediate employment upon release. Commuted from four (4) years to three (3) years, June 11, 1952.

RUEDIN, CLARENCE (Commutation)—Missoula County; robbery; sentenced June 21, 1950, to a term of twelve (12) years. In company with two other youths was involved in the robbery while under the influence of alcohol. Court sentenced him and ordered the County Attorney to dismiss the charges against the other two youths. From investigation there is sufficient evidence to show that he was not the instigator but merely an accomplice. A World War II veteran with an honorable discharge; is married and has a child who is cared for by his mother. Commuted from twelve (12) years to four (4) years, June 11, 1952.

DUNCAN, CASSIUS T. (Commutation)—Lincoln County; grand larceny; sentenced to ten (10) years December 27, 1948. A Navy veteran having served three years with honor and distinction, was cited for bravery and commended for heroic conduct. He was involved in this crime with a person whose record discloses eight prior convictions. Even so, Duncan received the heavier sentence. Commuted to six (6) years, June 11, 1952.

KNOWN, THOMAS WELL (Commutation)—Big Horn County; second degree assault; sentenced to five (5) years May 7, 1950. This is his first offense and he is eligible to parole. Considerable confusion and contradiction attended testimony given in the case and it appears not to have been definitely established whether Well Known or one of several accomplices was the guilty party. Has been a model prisoner. Commuted June 11, 1952, to three years and six months (3 yrs. 6 mos.).

HERZET, JUNIOR PETE (Commutation)—Gallatin County; grand larceny; sentenced April 7, 1950, to five (5) years. No prior convictions and is eligible to parole. He was young, and a series of adversities brought him into association with unsavory companions. It is not believed that justice will be served by further confinement. Commuted June 11, 1952, to three years, six months (3 yrs. 6 mos.).

DANNER, DONALD J. (Commutation)—Park County; crime of rape; sentenced March 9, 1946, to sixteen (16) years. Offense was committed when Danner was young. Girl involved has since married and has established a home. Court and County Attorney has no objection to release. Has a good prison record. Commutation approved June 11, 1952.

BAXTER, WILLIAM (Commutation)—Richland County; crime of rape; sentenced March 25, 1947, to term of twenty (20) years. Baxter has no prior convictions and is not a criminal nature. Service record was without disciplinary action of any kind. The girl has been married for several years and has a child. Baxter has learned his lesson and atoned for his crime. Commutation of twenty (20) years to ten (10) years. Approved June 11, 1952.

MANCHAK, JOE (Commutation)—Glacier County; crime of first degree assault; sentenced February 20, 1952, to five (5) years. Manchak is a law abiding, respected citizen of Fort Shaw community. Has never been in previous trouble and was exasperated to the breaking point by acts of the man assaulted in trespass of his sheep. The man has sold his property and moved from the Sun River Valley. Court interposes no objection to commutation. Sentence commuted from five (5) years to six (6) months. Approved June 23, 1952.

LOUGHMAN, LOUIS (Commutation)—Hill County; crime of using motor vehicle without consent of its owner; sentenced July 24, 1950. Warden informs me that Loughman's institutional record is excellent and that he has from the time of his commitment enjoyed trusty status at the

Prison, working in the Prison office. He has joined the Prison A. A. group and has participated enthusiastically in the educational program of that organization. His parents are now of advanced years. Sentence commuted from five (5) years to three (3) years. Approved August 6, 1952.

HAMMOCK, C. V. (Commutation)—Toole County; crime of grand larceny; sentenced August 25, 1951, term of five (5) years. At time of arraignment County Attorney recommended suspended sentence, which the Court imposed. Hammock violated the terms of the suspension. Hammock is a veteran of Army service in World War II with honorable discharge. It appears that the ends of justice will not be served by further confinement. Sentence commuted from five (5) years to two (2) years. Disapproved August 14, 1952. Approved September 2, 1952.

BARETTE, ZELLA PEARL (Commutation)—Missoula County; December 14, 1951; 3-year sentence for robbery. Record discloses no prior convictions. She has been a model prisoner and appears to have improved noticeably in demeanor and in attitude. Sentence commuted from three (3) to two (2) years. Approved August 14, 1952.

BERG, BENNIE (Commutation)—Valley County; crime of forgery; sentenced June 6, 1950, for seven and one-half (7½) years. At the time offense was committed Berg was having considerable marital difficulties. It appears that these difficulties were directly responsible for commission of the act which resulted in conviction. The sentence seems to be unusually severe for such cases. Sentence commuted from seven and one-half (7½) years to three (3) years. Approved August 15, 1952.

MORAN, LOUISE S. (Commutation of Jail Sentence)—Cascade County Jail; issuing worthless checks; term of six (6) months in jail. County officials of Cascade County acquainted with Mrs. Moran, her home life, and her family, have requested that she be granted clemency. Commutation from six (6) months to three (3) months. Approved December 23, 1952.

MURPHY, WILLIAM PATRICK (Commutation)—Silver Bow County; robbery; sentenced to fifty (50) years June 22, 1946. Prison Physician and V. A. officials at Fort Harrison affirm that unless Murphy procures expert treatment at an early date for his affliction he may permanently lose the sight of his eye. Commutation from fifty (50) years to fourteen and one-half (14½) years. Approved December 23, 1952.

BROWN, PERRY L. (Commutation)—Gallatin County; crime of statutory rape; sentenced June 13, 1949 to term of fifteen (15) years. Due to letters on file, and he has employment awaiting him in the event of his release and return to Idaho, sentence commuted to six (6) years. Approved December 23, 1952.

BROWN, FRANCIS E. (Commutation)—Big Horn County; grand larceny; sentenced October 19, 1950, for a term of four (4) years. Incarceration was due to theft of stock. President and officers of Big Horn County Stock Association interpose no objection to clemency being granted Brown. Has served two years and two months. His entire family is being taken care of by the Welfare Department. Commutation approved January 2, 1953.

IRVINE, JOSEPH V. (Commutation Denied)—Granite County; first degree burglary; sentenced March 30, 1949, to a term of five (5) years. Commutation order made by Governor disapproved by State Board of Pardons on August 30, 1951.

WELLS, ALBERT, Jr. (Commutation Disapproved)—Cascade County; crime of robbery; sentenced May 26, 1950, to five (5) years. Wells was 20 years of age at the time of this offense. He is a Marine Corps veteran, having served from September 1946 to September 1948, and received an honorable discharge. He is married and has two minor children. His

family presently resides in Butte and since his incarceration they have relied wholly upon the State Welfare Department assistance for their care and support. Sentence commuted from five (5) years to three years and six months (3 yrs. 6 mos.). Disapproved August 14, 1952.

SIMS, DEAN (Pardon Disapproved)—Fergus County; crime of writing fictitious checks; sentenced October 18, 1950, to a term of five (5) years. From investigation this youth appears to be easily influenced but does not possess criminal tendencies. Because of his family's financial position the boy never had an opportunity to complete his education, but went to work at an early age. Selective Service officials inform me that provided he is granted a pardon, a requisite to permit his entrance into the Armed Forces, he will immediately be processed for induction. Disapproved August 14, 1952.

HOWARD, EDWARD L. (Commutation Disapproved)—Fergus County; crime of burglary; sentenced April 17, 1951, to three years and six months (3½). He is the result of a broken home, received only tenth grade education and roamed around following various types of work. Commutation from three and one-half (3½) years to two (2) years. Disapproved August 14, 1952.

TOOHEY, NELLIMAN (Commutation Disapproved)—Gallatin County; involuntary manslaughter; sentenced December 12, 1950, to eight (8) years. Toohey is father of two children; wife employed as waitress in order to care for children. A physical disorder has since compelled her to leave her employment. However, due to fifteen appearing at the hearing objecting to Governor's action and further history of the case, commutation was disapproved August 14, 1952.

CARSCADDEN, ROBERT H. (Commutation Disapproved)—Cascade County; first degree burglary; sentenced February 21, 1950, to five (5) years. He appears to have had marital difficulties which have resulted in his adopting bad habits. Does not appear to possess criminal tendencies. Due to evidence on file, commutation disapproved August 14, 1952.

CORNELL, GASPER T. (Commutation Withdrawn)—Missoula County; crime of rape; sentenced to fifty (50) years November 2, 1950. Due to evidence introduced at the hearing the case was withdrawn by Governor at Executive Session.

OWENS, KENNETH W. (Pardon)—Cascade County; manslaughter; sentenced October 30, 1950. No prior convictions. 24 years old; first-offender; a member of Air Force police. An accident involving a car Owens was driving, in which James Kelly, 13, was killed. The Kelly boy was hitchhiking with Owens. Owens was not drunk at the time of the accident. The Judge gave Owens a 3-year prison sentence because "Air Base personnel at that time were becoming involved in an increasing number of speeding and drunken-driving incidents and I felt that a stiff sentence would have a deterring effect upon others from committing similar offenses." Fine family, and County officials recommend clemency. To be re-enlisted in Air Force. Commuted from three (3) years to one and one-half (1½) years. This commutation order was withdrawn on August 7, 1951; then on November 17, 1952, a pardon was granted.

ALEXANDER, JOHN (Pardon)—Yellowstone County; first degree burglary; sentenced to a term of two (2) years. No prior convictions; sentence was suspended. Became 18 years of age September 21, 1950, and wants to enlist in Armed Services. Behavior excellent during suspension, and pardon recommended by county authorities. It appears that Alexander was not the perpetrator of the crime, but was strongly influenced by an accomplice, who received a 1-year sentence. Absolute pardon granted August 28, 1951.

BELDEN, WALTER (Pardon)—Yellowstone County; grand larceny; sentenced October 28, 1948, to a term of one (1) year, which was suspended. Belden was convicted of taking merchandise from a railroad wreck inside the limits of Billings. He is self-employed as a house mover in Billings and has several people in his employ. With the exception of this offense, Belden has no prior convictions and has the respect of all who know him. Absolute pardon granted August 13, 1951.

BOLIN, JAMES E. (Pardon)—Fergus County; second degree burglary; sentenced March 4, 1931, to a term of five (5) years. Sentence was suspended. There appeared to be a shortage in funds in the passenger agent's office at Lewistown. Bolin was 20 years of age at the time and it appears doubtful that he could have been convicted had he stood trial. Bolin entered the Army in 1941 as an enlisted man and was commissioned in the Air Force, where he served as Public Information Officer. When Bolin applied for overseas asignment it was discovered that what he had believed was a remission of the offense charged in 1931 was, in fact, a restoration of citizenship by Governor John Erickson. He chose to resign from the Air Corps rather than stand court martial. Bolin worked as a reporter on various newspapers, including the Lewistown Democrat, the Spokane Press, the Okanogan Independent and the Seattle PI. He was at this time a respected businessman in Seattle. His character, conduct and personal achievements since 1931 have won him respect and friendship of all who have been associated with him in every community in which he has resided. Absolute pardon granted November 28, 1951.

SOUZA, WALTER D. (Pardon)—Cascade County; grand larceny; sentenced November 17, 1950, to a term of one (1) year. Released on parole in May, 1951. Since returned to service with the Air Force. This airman has an honorable record of eight (8) years in the Armed Forces. Considerable doubt attended Souza's involvement in the offense for which he was convicted. Since his release from Prison his commanding officer has accepted him back at his original station with the rank he held prior to his confinement. However, Souza's re-enlistment cannot be made unless he is pardoned, and it appears that he is deserving of a pardon. Pardon granted November 28, 1951.

TROTTIER, MAXINE (Pardon)—Phillips County; second degree assault; sentenced September 25, 1950, to a term of fifteen (15) months. Released on parole May 10, 1951. Maxine is a part-Indian girl, 21 years of age, a high school graduate, who, before her incarceration had made plans to take training as a nurse. The State Indian Coordinator is exploring possibilities for her placement. Because of confusing testimony and the nature of the offense the sentence was extremely severe. The office of Coordinator of Indian Affairs has made a complete and unbiased investigation of this case and the case of this girl's father and brother, and their findings are filed with these individual cases. The request in this case is for pardon, in order that this girl may continue her schooling. Pardon granted November 28, 1951.

TROTTIER, EVERETT PAT (Pardon)—Phillips County; second degree assault; sentenced September 25, 1950, to a term of three (3) years. An Infantry veteran of World War II, served in combat zone many months and awarded Combat Infantry Badge. Following discharge he remained a member of the Reserve Corps. Became involved in the dispute which resulted in his being charged. The evening preceding the day he was scheduled to leave for Fort Ord, California, to report for active duty. His personal record in his community is without reproach, well liked and well thought of. It appeared that he had had several drinks and administered a sound beating to a person whom he believed to be maligning his sister and his father. His sincere desire is to be permitted to return to the Army, and to do so he must furnish proof of full pardon. Pardon granted December 27, 1951.

SMOKING, WILLIAM STILL (Pardon)—Glacier County; first degree burglary; sentenced December 31, 1949; released on parole June 30, 1950. Evidence shows he was implicated with crime only in a small way but chose to suffer full responsibility rather than be informer. He wishes to join Armed Forces. Pardon approved February 15, 1952.

TROTTIER, MAX (Pardon)—Phillips County; second degree assault; sentenced September 22, 1950, to two and one-half (2½) years. Witnesses to the assault have testified and a personal investigation by Coordinator of Indian Affairs has revealed that Max Trottier played little or no part in the offense which was committed. In order that Trottier may not be further penalized and may encounter no difficulty in resuming his normal pursuits, pardon was granted. Approved March 21, 1952.

FURST, HELEN (Pardon)—Sheridan County; forgery; sentenced February 17, 1948, to one (1) year. Informed Mrs. Furst has conducted herself in exemplary fashion and there is no evidence to show she could not have been mentally disturbed and not in possession of her faculties at the time. Pardon approved March 21, 1952.

CHRISTOPHERSON, OLEK (Pardon)—Hill County; first degree assault; sentenced January 25, 1940, to five (5) years. Released on parole July 24, 1942. Many extenuating circumstances appeared in his favor. Since release he has led an exemplary life; was restored to membership of Blue Lodge, Scottish Rite and Shrine, and bears a fine reputation. Has applied to Federal Government for position, and in order to obtain same must have record clear. Pardon approved May 1, 1952.

VASQUEZ, ANTONIO (Pardon)—Silver Bow County; crime of petit larceny; sentenced January 16, 1939, to a term of four (4) months, in Silver Bow County Jail. Informed that in event Vasquez does not obtain a pardon from the State of Montana for offense heretofore mentioned he is liable to deportation to Mexico by immigration authorities, since he is not a citizen. He will apply immediately for citizenship if a pardon is granted. Since 1939 Vasquez has conducted himself at all times as an exemplary citizen. He is gainfully employed in the city of East Chicago, where he lives with his wife and helpless cripple suffering from poliomyelitis, his young daughter, both of whom rely wholly upon his care and support. Pardon Approved June 10, 1952.

SOUHRADA, ROBERT J. (Pardon)—Big Horn County; crime of manslaughter; sentenced April 26, 1949, to serve a term of one and one-half (1½) years. Released on parole January 25, 1950. Since termination of sentence applicant has married and is father of child. Souhrada has also graduated from Montana State University and conducted himself in an exemplary manner. He is now seeking suitable employment in order that he may support and care for his family and assume his rightful place in society, and it is not likely that favorable consideration would be given to one seeking employment in the education field with a past prison record. Pardon granted July 9, 1952.

JOHNSON, MILO A. (Pardon)—Yellowstone County; crime of grand larceny; sentenced August 28, 1948, to serve a term of eighteen (18) months. Released on parole from the Prison May 24, 1949. Johnson plead guilty; was associating at the time with rough companions who induced him to take a car without consent of the owner in order that the group could take a joyride. Johnson is seeking to enlist in the Armed Forces but is prevented from doing so by reason of his felony conviction. The court does not interpose objection to clemency being granted in Johnson's behalf. Pardon granted July, 1952.

OWENS, KENNETH (Pardon)—Cascade County; crime of manslaughter; sentenced October 30, 1950, to three (3) years. Granted parole April 29, 1952. At time of conviction Owens was a member of the Armed Forces

stationed at Great Falls Air Base. Wished pardon to re-enter Armed Forces. Pardon granted November 17, 1952.

CONDITIONAL PARDON REVOKED BY GOVERNOR

GILBERT, CALVIN—Hill County; uttering a false and worthless check; a felony; sentenced March 18, 1949, to six (6) years. Conditional pardon granted December 16, 1949; conditional pardon revoked August 31, 1951.

MOTIONS AND RESOLUTIONS

It was moved by Wiedman, duly seconded and carried, that the number of members on the Committee on Highways and Highway Transportation be increased from fifteen (15) to nineteen (19).

INTRODUCTION OF BILLS

The following was introduced, read first and second time, and referred to the Committee on Ways and Means:

House Bill No. 12, introduced by Haines (Missoula), Reed, Rimel, Nybo, Tobin (Silver Bow), Rieder, Toole, Wood, Regan: A bill for an act entitled: "An Act to Amend Section 3-2473 of the Revised Codes of Montana, 1947, Relating to the Manufacture and Sale of Colored Oleomargarine, Providing for the Manufacture or Sale of Colored Oleomargarine Which Is Colored Yellow, Providing for Standards of Coloring, Providing for the Imposition of a Tax, Empowering the State Board of Equalization to Collect the Tax and Promulgate Rules and Regulations in Conformity to this Law, Severability of the Provisions of this Act, Repealing All Acts or Parts of Acts in Conflict Herewith."

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Bricker of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration the following, recommend: That House Bill No. 5 be amended in the title by striking out in the printed bill the words: "and to make levies and appropriations of taxes, special assessments and revenues and enter into covenants for the payment and security thereof," and also amend Section 3 by striking out in lines 4, 5 and 6 of the printed bill, the words "and the levy and appropriation of taxes, special assessments or utility revenues for the payment thereof, and all covenants heretofore made for the security of such bonds,"; and also by striking from lines 9 and 10, page 2 of the printed bill, the words "or to make such levies, appropriations and covenants,"; and also by striking from lines 11 and 12, page 2 thereof, the words; "or in the making of such levies, appropriations or covenants,", and that as so amended do pass.

BRICKER, Chairman.

Report adopted.

The Speaker announced the following changes in committees:

Committee on Judiciary: Babcock removed, Hanson (Custer) appointed.

Committee on Highways and Highway Transportation: The following added: Fry, Haines (Prairie), Leuthold, Nixon.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Wednesday, January 14, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 14, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting: Corcoran, Crist, Dwyer, Pierce, Sales, all excused; and Powell, Sax, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the ninth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 5.

HILGER, Vice-Chairman.

Report adopted.

The following changes in committee appointments were announced:

Committee on Military Affairs: Toole replaces Omholt as Chairman.

Committee on Privileges and Elections: Iten replaces Schiltz as Chairman.

MOTIONS AND RESOLUTIONS

A motion was made by Rieder, duly seconded and carried, that the House appoint a committee of three from its members to act in conjunction with a like committee from the Senate for the purpose of studying and investigating the Montana State Training School at Boulder, Montana, including the administration of said Training School and all of its branches and activities; that said committee shall be authorized to and shall investigate such Training School and its administration and the officers and employees thereof and that said committee be empowered by suitable process from the House of Representatives to hold hearings, subpoena witnesses, administer oaths and appoint sub-committees from its membership with like authority; that suitable quarters and all necessary aid be provided to said committee for investigating and ascertaining the facts relative to said institution and its administration; that all items of expense be returned by said committee with its report and that the Sergeant-at-Arms of the House of Representatives be authorized and directed to pay any and all expenses necessarily incurred by the membership of said House of Representatives upon presentation to him of proper vouchers signed by the Chairman of said committee; that said committee be empowered to do any and all things necessary to conduct such investigation and that it report its findings back to the House of Representatives not later than the twenty-eighth day of the Thirty-third Session.

A motion was made by Graybill, duly seconded and carried, that printed and other material distributed on members' desks, if the sponsorship be not apparent, carry some identification indicating such sponsorship.

INTRODUCTION OF BILLS

The following were introduced, read first and second times, all appropriation bills having been read at length, and referred to committees:

House Bill No. 13, introduced by McElwain, Wiedman, MacDonald: A bill for an act entitled: "An Act to Provide for the Issue and Sale by the State Board of Examiners of Bonds for the Purpose of Repairing the State Capitol Building; Designating the Funds From Which Said Bonds Shall be Paid; Providing for a State Capitol Building Repair Interest and Sinking Fund; Enumerating the Powers and Duties of the State Board of Examiners in Carrying Out the Provisions of This Act." Referred to Committee on Appropriations.

House Bill No. 14, introduced by Hancock, Wilson: A bill for an act entitled: "An Act to Amend Sections 89-2702 and 89-2704 of the Revised Codes of Montana, 1947, Relating to Alterations or Additions to Drainage Districts." Referred to Committee on Irrigation and Water Conservation.

House Bill No. 15, introduced by Pfohl, Walton: A bill for an act entitled: "An Act to Repeal Section 26-311 of the Revised Codes of Montana of 1947, Relating to the Open Season for Elk in Park County and Authority of Fish and Game Commission to Shorten the Season and Providing This Act Shall be in Full Force and Effect From and After Its Passage and Aproval." Referred to Committee on Fish and Game.

House Bill No. 16, introduced by Hancock, Steel, Tobin (Silver Bow): A bill for an act entitled: "An Act to Amend Section 25-403 of the Revised Codes of Montana, 1947, Relating to Compensation of Jurors in Courts Not of Record and at Coroner's Inquests." Referred to Committee on Judiciary.

House Bill No. 17, introduced by Emmons, McAndrews: A bill for an act entitled: "An Act to Prohibit the Cashing or Negotiation of Personal Checks or Other Evidence of Indebtedness at Any Place Licensed for the Sale of Liquor Under the State Liquor Control Act of Montana." Referred to Committee on Liquor Control.

House Bill No. 18, introduced by Gershmel, Graybill, Schiltz: A bill for an act entitled: "An Act to Amend Sections 40-2103, 40-2107, 40-2108, and 40-2112, Revised Codes of Montana, 1947, Relating to Fraternal Benefit Societies, Defining Representative Form of Government and Prescribing Who May Be Beneficiaries, Qualifications for Membership, and Distribution and Use of Funds." Referred to Committee on Judiciary.

House Bill No. 19, introduced by Bricker: A bill for an act entitled: "An Act Amending Section 3-111 of the Revised Codes of Montana, 1947, Providing for the Cooperation Between the Division of Farming and Dairying of the State Department of Agriculture and the State Association of Standard Bred Poultry, in the Holding of a State Exhibition by Such Association and for the Said Division of Farming and Dairying Impounding Each Year the Sum of $800.00 From Its Budget to Further Aid and Assist With Such Exhibition and Determining the Policy of Such Exhibition and Making a Supplemental Appropriation for the Fiscal Years 1953 to 1954 and 1954 to 1955 Therefor, and Providing That This Act Shall Be Valid Notwithstanding Any Provisions of the Budget Act." Referred to Committee on Appropriations.

House Bill No. 20, introduced by Sykes: A bill for an act entitled: "An Act to Amend Section 91-127 of the Revised Codes of Montana of 1947 Relating to the Revocation of a Will by Subsequent Marriage by

Testator and Relating to Revocation of a Will by Subsequent Divorce as to the Divorced Spouse." Referred to Committee on Judiciary.

House Bill No. 21, introduced by Sykes: A bill for an act entitled: "An Act to Amend Section 4-412 of the Revised Codes of the State of Montana, 1947, Relating to Persons Disqualified for Issuance of Retail Liquor License, Removing Five Year Residency Requirement of License Holders." Referred to Committee on Liquor Control.

House Bill No. 22, introduced by Arnold, Ringling: A bill for an act entitled: "An Act to Repeal Section 3-2473 of the Revised Codes of Montana, 1947, Providing That It Is Unlawful to Manufacture, Sell, Offer for Sale or Possess With Intent to Sell Any Oleomargarine or Any Substance Made Either Wholly or in Part From Vegetable or Animal Fats or Oil (Not From Milk or Cream) Which Is Either Colored Like or in Imitation of Butter or in Any Shade of Yellow." Referred to Committee on Ways and Means.

House Bill No. 23, introduced by Committee on Mines and Mining: A bill for an act entitled: "An Act to Amend Section 50-301 (3442) of the Revised Codes of Montana of 1947, Relating to Time for Settlement for Ores Purchased by Smelters, Etc." Referred to Committee on Mines and Mining.

House Joint Memorial No. 1, introduced by Higgins: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators From Montana; To the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen From Montana, Memorializing the Congress of the United States to Initiate a Program of Recognition and Appropriation of Money for the Rehabilitation for the Landless Indians of Montana." Referred to Committee on Constitutional Amendments and Federal Relations.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 3, respectfully report as follows: That House Bill No. 3 be amended as follows: Strike out all of lines 13 and 14 on page 2 thereof and insert in lieu thereof the following: "up to 3,500 pounds, except house trailers exempt. 3,501 pounds or more and less than 6,000 pounds including house trailers—$4.50." and as amended, do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 4, respectfully report as follows: That House Bill No. 4 be amended as follows: By striking out all of lines 22, 23, 24, 25, 26 and 27 on page 2 thereof and to insert in lieu thereof the following: "Trailers and semitrailers less than three thousand five hundred (3,500) pounds maximum gross loaded weight except house trailers, two dollars ($2.00)." and "Trailers and semitrailers over three thousand five hundred (3,500) up to six thousand (6,000) pounds maximum gross loaded weight, except house trailers, five dollars ($5.00)." and "Trailers and semitrailers over six thousand (6,000) pounds maximum gross loaded weight including house trailers, ten dollars ($10.00)." and as amended, do pass.

SAGUNSKY, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

House Bill No. 5, having been read three several times, title and history agreed to, was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowse, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Toole, Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Higgins, Powell, Sax, Tobin (Lewis & Clark). Total 4.

Excused: Corcoran, Crist, Dwyer, Pierce, Sales. Total 5.

A motion was made by Wiedman, duly seconded and carried that the House recess until 1:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

The following committee was appointed: a Committee, to act in conjunction with a like Committee from the Senate, for the purpose of studying and investigating the Montana Training School, at Boulder, Montana: Wilson, Arnold, Marsenich.

INTRODUCTION OF BILLS

The following bill was introduced, read first and second times, and referred to the Committee on Townships and Counties:

House Blil No. 24, introduced by Hancock: A bill for an act entitled: "An Act to Repeal Sections 32-303 and 32-304 of the Revised Codes of Montana, 1947, Relating to County Surveyor's Duties and the Abolishment of the Office of the Road Supervisor in Counties Having a Total Registered Vote of Fifteen Thousand or Over at Last General Election." Referred to Comimttee on Townships and Counties.

A motion was made by Wiedman, seconded and carried, that the House adjourn until Thursday, January 15, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

ELEVENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 15, 1953.

House convened pursuant to adjournment, at 11:00 a. m.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Corcoran, Dwyer, Gunderson, Pierce, Powell, VanDyke, all excused; and Dempsey, Sax, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the tenth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 9, 10, and 11, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

MESSAGE FROM THE SENATE

January 14, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Joint Memorial was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence: Senate Joint Memorial No. 1, Wallace et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 25, introduced by Seifert, Higgins, Michels: A bill for an act entitled: "An Act to Amend Section 84-1818, Revised Codes of Montana, 1947, As Amended by Chapter 198 of the Laws of Montana, 1949, Relating to Refund of Gasoline License Tax—Procedure." Referred to Committee on Highways and Highway Transportation.

House Bill No. 26, introduced by Hancock, Leuthold, Gebhardt: A bill for an act entitled: "An Act to Amend Section 94-2702 of the Revised Codes of Montana, 1947, Relating to Uttering Fraudulent Checks or Drafts—Evidence." Referred to Committee on Judiciary.

House Bill No. 27, introduced by McElwain, Graybill: A bill for an act entitled: "An Act to Amend Section 23-932, Revised Codes of Montana, 1947, Relating to Candidates to Formulate State Platform." Referred to Committee on Judiciary.

Senate Joint Memorial No. 1, introduced by Wallace, Worden, Larson, Taylor, Robinson, Ross, Angstman, McCabe, Anderson (Pondera), Moss, Spear, Harken, Lindquist, Bovey: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to President-elect Dwight D. Eisenhower, Secretary of Interior Designate, Douglas McKay, and to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators from Montana, and to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives in Congress from Montana, Endorsing Stephen C. DeMers for the Office of Commissioner of Indian Affairs and Recommending His Appointment to That Office." Referred to Committee on Constitutional Amendments and Federal Relations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

O'Connor in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration the following, recommend: That House Bill No. 9 do pass. That House Bill No. 10 be passed for the day. That House Bill No. 11 do pass.

O'CONNOR, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 9 and House Bill No. 11.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 1, respectfully report as follows: That Senate Joint Memorial No. 1 be concurred in.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Employment, respectfully recommend that the following changes be made in the staff of the House:

THE FOLLOWING NAMES BE REMOVED FROM THE PAYROLL:

Mrs. Helen Howard	Stenographer
Ruth A. Ramer	Stenographer
Sally C. Ritter	Proofreader
From Stenographer to Proofreader	Leslie S. Dahl
From Stenographer to Typist	Ellen Pounds
From Typist to Stenographer	Claudina R. Miller

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration House Bill No. 23, respectfully report as follows: That House Bill No. 23 be amended as follows: Line 31, page 1 of the original bill, following the word "to" and before the word "written", strike the word "a" and insert the words "an existing"; and following the word "contract", line 31 and before the word "between", line 32, insert the following words "at time of shipment"; and so amended recommend the same do pass.

ATKINSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial

No. 1, respectfully report as follows: That House Joint Memorial No. 1 do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals, and Safety, having had under consideration House Bill No. 8, respectfully report as follows: That House Bill No. 8 do pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 15, respectfully report as follows: That House Bill No. 15 do pass.

ARMSTRONG, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, referred to committees:

House Bill No. 28, introduced by Toole, Haines (Missoula), Nybo, Leuthold, Reed, Rimel, Smith, MacDonald: A bill for an act entitled: "An Act Relating to the Salaries of County Officers; Providing for Fixing and Determining the Amount of Such Salaries on the Basis of Population and Taxable Valuation of the County; Providing the Method and Procedure to Be Followed in Fixing the Amount of Such Salaries; Providing That This Act Shall Not Effect Any Change in the Salary of Any County Officer in Office on the Effective Date Hereof; Amending Section 26-605, Revised Codes of Montana, 1947, as Amended by Chapter 118, Session Laws of 1951, and Amending Sections 25-606, 25-607, and 25-609, Revised Codes of Montana, 1947, as Amended by Chapter 177, Session Laws of 1949; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

House Bill No. 29, introduced by Marsenich: A bill for an act entitled: "An Act to Amend Section 93-901, Revised Codes of Montana, 1947, Relating to Cases in Which a Judge May be Disqualified." Referred to Committee on Judiciary.

House Bill No. 30, introduced by request: Sagunsky, Higgins, Hughes, Hess, Iten: A bill for an act entitled: "An Act to Regulate the Practices of Engineering and Land Surveying; to Safeguard Life, Health and Property, and to Promote the Public Welfare; Providing for the Registration of Qualified Persons as Professional Engineers and Land Surveyors, and Providing for the Certification of Engineers-in-Training; Defining the Terms "Engineer", "Professional Engineer", "Engineer-in-Training", "Practice of Engineering", "Land Surveyor", and "Practice of Land Surveying"; Creating a State Board of Registration for Professional Engineers and Land Surveyors and Providing for the Appointment of its Members; Fixing the Term of the Board and Defining its Powers and Duties; Setting Forth the Minimum Qualifications and Other Requirements for Registration; Making the Administration of This Act Self Supporting by Establishing Fees With Expiration and Renewal Requirements; and Providing for the Enforcement of This Act and Penalties for Its Violation." Referred to Committee on State Boards and Institutions.

House Bill No. 31, introduced by Regan, Anderson, Bricker, Norby, Graybill, Gunderson, Steel: A bill for an act entitled: "An Act to Amend Section 23-911 and Section 23-913, of the Revised Codes of Montana, 1947, Relating to Form of Petition for Nomination and Register of Candidates." Referred to Committee on Privileges and Elections.

THIRD READING OF HOUSE BILLS

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 9 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines, (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Dempsey. Total 1.

Excused: Barrett, Corcoran, Dwyer, Gunderson, Hawks, Pierce, Powell, Rimel, Sales, Sax, VanDyke. Total 11.

House Bill No. 11 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Dempsey. Total 1.

Excused: Barrett, Corcoran, Dwyer, Gunderson, Hawks, Pierce, Powell, Rimel, Sales, Sax, VanDyke. Total 11.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders.

Graybill of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend as follows: That Senate Joint Memorial No. 1 be concurred in.

GRAYBILL, Chairman.

Report adopted.

THIRD READING OF SENATE BILLS

The following, having been read three several times, history and title agreed to, was disposed of as follows:

Senate Joint Memorial No. 1 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Dempsey, Taylor. Total 2.

Excused: Barrett, Corcoran, Dwyer, Gunderson, Hawks, Pierce, Powell, Rimel, Sales, Sax, VanDyke. Total 11.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Friday, January 16, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWELFTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 16, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by Chaplain.

On roll call all members were present excepting: Barrett, Corcoran, Dwyer, Hawks, Pierce, Powell, Rimel, VanDyke, all excused; and Barnard, Goodgame, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the eleventh legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 3 and 4, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 32, introduced by Wood: A bill for an act entitled: "An Act Providing For Installation of Windshields of Safety Glass, Windshield Wipers, a Canopy or Top, and Electric Head Lights and Tail Lights Upon Track Motor Cars Operated by Railroads Running Through or Within This State as a Common Carrier and Providing a Penalty for Violation Thereof." Referred to the Committee on Railroads and Railroad Transportation.

House Bill No. 33, introduced by Bricker, Norby, Gebhardt, Nybo, Sales, Reed: A bill for an act entitled: "An Act to Provide for: Necessity for License of Real Estate Brokers and Salesmen and Purposes Therefor; Creation of Montana Real Estate Brokers Board and Its Appointment, Organization, Compensation, Powers and Duties; Licenses to Partnerships and Corporations; Application for License and Requirements Therefor; Application of Non-Resident; Action on Bonds; Disposition of Fees and Fines; Regulation and Penalties; Hearing Procedure and Judicial Review; Practice of Law Forbidden; Severability; Repeal of Sections 66-1901 to 66-1923, Both Inclusive, of the Revised Codes of Montana, 1947, and All Acts in Conflict Herewith." Referred to Committee on State Boards and Institutions.

House Joint Memorial No. 2, introduced by Juedeman and Omholt: A House Joint Memorial Entitled: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States: the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from Montana; and the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives from Montana; and the Honorable Secretary of Agriculture of the United States and the United States Tariff Commission, Relating to Increasing the Tariff Duties on Imports of Mustard Seed and for Appropriate Action Safeguarding the Protection of Mustard Seed in the United States." Referred to Committee on Constitutional Amendments and Federal Relations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders.

Gebhardt of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend as follows:

That House Bill No. 10 do pass. That House Bill No. 4 do pass. That House Bill No. 3 do pass.

GEBHARDT, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Monday, January 19, at 2:00 p. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

FIFTEENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 19, 1953.

House convened at 2:00 p. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Babcock, Barrett, Broeder, Crist, Haines (Missoula), Hawks, Hess, Purdy, Rimel, Smith, Tobin (Lewis & Clark), Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twelfth legislative day, find the same to be correct.

LEUTHOLD, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 8, 15, and 23; and House Joint Memorial No. 1, beg leave to report the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 3, 4, and 10.

HILGER, Vice-Chairman.

Report adopted.

The Speaker signed Senate Joint Memorial No. 1 in open session.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 16, respectfully report as follows: That House Bill No. 16 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 18, respectfully report as follows: That House Bill No. 18 be re-referred to the Committee on Banking and Insurance.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 20, respectfully report as follows: That House Bill No. 20 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 25, respectfully report as follows: That House Bill No. 25 be amended as follows: In Section 1, line 14 on page 1 of the original bill, following the figure "(1)" insert the word "That"; and in line 23 of the same section, following the word "gasoline," insert the words: "shall be allowed and paid as a refund or drawback an amount of money." That there be inserted on page 4, line 15, an additional Section to read as follows: "Section 2. This act shall be in full force and effect from and after its passage and approval." and as so amended do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 26, respectfully report as follows: That House Bill No. 26 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 27, respectfully report as follows: That House Bill No. 27 do pass.

McELWAIN, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following were introduced, read first and second time and referred to committees, all appropriation measures having been read at length:

House Bill No. 34, introduced by Rimel, Armstrong, Wiedman, O'Connor, Norby, McElwain: A bill for an act entitled: "An Act to Amend Sections 92-701, 92-702, 92-703, 92-704 and 92-709 of the Revised Codes of Montana, 1947, as Amended by Chapter 48 of the Session Laws of 1951, Section 92-705 of the Revised Codes of Montana of 1947, and Section 92-706 of the Revised Codes of Montana of 1947, as Amended by Chapter 41 of the Session Laws of 1949, All Relating to Compensation for Injuries to Workmen by Increasing Compensation in Cases of: Temporary, Total and Total-Partial Disabilities, for Injuries Causing Death, for Specified Injuries, Relating to Medical, Hospital and Other Services Furnished Injured Workmen and Duration of the Same, and Increasing Burial Expense." Referred to Committee on Workmen's Compensation.

House Bill No. 35, introduced by Barnard: A bill for an act entitled: "An Act to Amend Section 9-401, of the Revised Codes of Montana, 1947, Relating to the Power of County Commissioners to Conduct Cemeteries Outside Corporate Limits—Joint Conduct of Cemeteries." Referred to Committee on Townships and Counties.

House Bill No. 36, introduced by Sykes, MacDonald, Bricker, Beck, Juedeman, Nixon: A bill for an act entitled: "An Act to Amend Section 43-310, Revised Codes of Montana, 1947, Relating to the Per Diem and Mileage of Members of the Legislative Assembly, by Providing That Members Hereafter Elected Shall Receive Fifteen Dollars ($15.00) Per Day, Mileage at the Rate Allowed Other State Officers by Section 59-801, Revised Codes of Montana, 1947, as Amended, and Expenses at the Rate Allowed Other Persons in State Service by Section 59-524, Revised Codes of Montana, 1947, as Amended, and Section 43-311, Revised Codes of Montana, 1947, Relating to the Per Diem and Mileage of the President of the Senate and the Speaker of the House, by Providing That the President of the Senate, Effective the First Monday in January, 1957, and the Speaker of the House, Effective the First Monday in January, 1955, Shall Receive Twenty-five Dollars ($25.00) Per Day and the Same Mileage and Expenses as Members, Repealing All Acts and Parts of Acts in Conflict Herewith, and Providing This Act Shall be in Full Force and Effect From and After Its Passage and Approval." Referred to Committee on Seating, Mileage, and Per Diem.

House Bill No. 37, introduced by MacDonald, Bricker, Nixon: A bill for an act entitled: "An Act Authorizing Disposition of Certain Obsolete State Records and Creating a Committee to Select Such Records; Relating to the Establishment of a Microfilm Division in the Historical Society of Montana, Specifying the Powers and Duties of the Librarian of the Historical Society of Montana in Relation Thereto, and Making an Appro-

priation Therefor; Repealing Section 59-513 of the Revised Codes of Montana, 1947; Amending Section 59-516 of the Revised Codes of Montana, 1947, Relating to Certain Records Not to be Destroyed by Striking Out the Word "State"; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Appropriations.

House Bill No. 38, introduced by MacDonald, Norby, O'Connor: A bill for an act entitled: "An Act Providing That no Contract of Employment Relating to Planning or Construction of Public Building, Works or Improvement of the State of Montana or of Any County, City, or School District in the State, Shall be Entered Into With Any Architect Not Holding a Certificate to Practice Architecture in This State; Providing a Maximum Rate of Compensation to Architects for All Services Relating to the Planning or Construction of Public Buildings, Works or Improvements to be Based Upon Actual Cost of Construction." Referred to Committee on Judiciary.

House Joint Memorial No. 3, introduced by Wood: A joint memorial entitled: "A Joint Memorial to Congress of the United States Requesting the Continuation of Public Service Commodities and for Service for Rural Areas, and Requesting Allocation of Funds for the Development of Telephone and Television Service in Rural Areas in the State of Montana." Referred to Committee on Constitutional Amendments and Federal Relations.

House Joint Resolution No. 1, introduced by Bricker, Reed, Sax, Hilger, MacDonald, Beck, Gershmel, Phillips, Hughes, Smith, McElwain: "A Joint Resolution Relative to Designation of a Certain Highway as a Blue Star Memorial Highway." Referred to Committee on Highways and Highway Transportation.

THIRD READING OF HOUSE BILLS

The following having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 3 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Hess, Nixon, Tobin (Lewis & Clark). Total 3.

Excused: Babcock, Barrett, Broeder, Crist, Haines (Missoula), Hawks, Purdy, Rimel, Smith, Toole. Total 10.

House Bill No. 4 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Higgins, Hilger, Hughes, Iten, Johnson (Granite), John-

son (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Graybill, Hess, Tobin (Lewis & Clark). Total 3.

Excused: Babcock, Barrett, Broeder, Crist, Haines (Missoula), Hawks, Purdy, Rimel, Smith, Toole. Total 10.

House Bill No. 10 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Reed, Regan, Rieder, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Hess, Sagunsky, Powell, Tobin (Lewis & Clark). Total 4.

Excused: Babcock, Barrett, Broeder, Crist, Haines (Missoula), Hawks, Purdy, Rimel, Smith, Toole. Total 10.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Tuesday, January 20, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

SIXTEENTH LEGISLATIVE DAY

House of Representatives.
Helena, Montana
January 20, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Barrett, Dempsey, Hancock, Hawks, Rimel, Smith, Tobin (Lewis & Clark), Toole, all excused; and Watkins, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifteenth legislative day, find the same to be correct.

LEUTHOLD, Vice-Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 29, respectfully report as follows: That House Bill No. 29 be amended by striking out in lines 18 and 19 of the Original Bill, the words "or to the attorney or counsel for either party," and add thereto a Section known as "2A" after the word "law;" which shall read as follows: "2A. When he is related to the attorney or counsel for either party, in any action or proceeding that is contested, by consanguinity or affinity within the sixth degree, computed according to the rules of law;" and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 31, respectfully report as follows: That House Bill No. 31 do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Employment, recommend that the following name be removed from the payroll:

Law Clerk.....Donald E. Gottwig

and that the following named persons be employed as of January 20th, 1953:

Law Clerk.....Loren A. Gerdes
Assistant Law Clerk.....Harry Jones
Stenographer.....Betty Lou Allen

GEBHARDT, Chairman.

Report adopted.

MESSAGE FROM THE SENATE

January 19, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House: House Bill No. 5 by Smith, Wiedman.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 39, introduced by Leuthold, Broeder, Reed: A bill for an act entitled: "An Act to Create an Official Board Known as 'The Montana Poultry Improvement Board'; to State Its Purpose and to Define Its Powers and Duties; to Authorize Its Administration of the State Egg Law; to Prohibit the Sale of Grade-Labeled Poultry and Poultry Products Except as Provided Herein; to Authorize This Board to Cooperate With the Montana Livestock Sanitary Board in Eradicating Poultry Diseases and With the United States Department of Agriculture in Supervising the Grading and Marketing of Poultry and Poultry Products and in Administering the National Poultry Improvement Plan Within the State of Montana; to Authorize Licensure Hereunder, to Fix License Fees, to Provide for Their Collection and to Direct Their Allocation to the Montana Poultry Improvement Fund; to Define Violations and to Recite Penalties Therefor; and to Repeal Sections 3-2201 to 3-2212, both Inclusive, of the Revised Codes of Montana, 1947." Referred to Committee on Appropriations.

House Bill No. 40, introduced by McElwain and Schiltz: A bill for an act entitled: "An Act to Amend Section 93-1801-4 of Montana Revised Codes of 1947, Providing for the Taking of the Deposition of a Witness Out of the State, Upon Commission Issued From the Court, or a Judge Thereof, and Designating the Person or Officer to Whom Such Commission May be Issued." Referred to Committee on Judiciary.

House Bill No. 41, introduced by Judiciary Committee: A bill for an act entitled: "An Act to Appropriate Money for the Purchase of Replacement Volumes of the Revised Codes of Montana of 1947." Referred to Committee on Appropriations.

House Bill No. 42, introduced by Reed: A bill for an act entitled: "An Act to Amend Section 54-125, of the Revised Codes of Montana, 1947, Relating to Penalties for Violations of the Uniform Drug Act." Referred to Committee on Judiciary.

House Bill No. 43, introduced by Reed: A bill for an act entitled: "An Act to Amend Section 94-7823, Revised Codes of Montana, 1947, Relating to Persons Not Entitled to Probation." Referred to Committee on Judiciary.

House Bill No. 44, introduced by Graybill, Bricker, Babcock, Fry, Peters: A bill for an act entitled: "An Act to Amend Section 16-912 of the Revised Codes of Montana, 1947, as Amended by Chapter 4, Laws of 1949, and Chapter 100, Laws of 1951, Relating to Compensation and Mileage of County Commissioners, Providing for Compensation for Commissioners in Counties of the First Class to be on an Annual Basis, and Repealing All Acts and Parts of Acts in Conflict Herewith, and Providing When Such Act Shall go Into Effect." Referred to Committee on Townships and Counties.

House Bill No. 45, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Sections 75-2701, 75-2704, 75-2705 and 75-2707 of the Revised Codes of Montana, 1947, As Amended by Chapter 28, Laws of 1949, and Section 75-2708, Revised Codes of Montana, 1947, Relating to the Teachers' Retirement System of the State of Montana; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Education.

House Bill No. 46, introduced by Cerovski, Michels, Goffena: A bill for an act entitled: "An Act to Amend Section 54-125, of the Revised Codes of Montana, 1947, Providing for Penalties for Violating the Narcotic Drug Act." Referred to Committee on Judiciary.

House Bill No. 47, introduced by Brownfield, Higgins, Nixon: A bill for an act entitled: "An Act to Amend Section 4 of Chapter 85 of the Laws of the Thirty-Second Legislative Assembly of the State of Montana, 1951, Relating to the Taxation of Migratory Personal Property Brought Into the State of Montana After the Regular Assessment Date Therefor, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

House Bill No. 48, introduced by Fulton, O'Connor, Bricker: A bill for an act entitled: "An Act to Amend Section 81-1702 of the Revised Codes of Montana of 1947, Relating to State Oil and Gas Leases, the Area to be Leased, Limitations, Term of Leases, and Agreements for the Pooling of Acreage With Others for Unit Operations for the Production of Oil or Gas, or Both, and Extension of Time for Development; to Amend Section 81-1705 of the Revised Codes of Montana of 1947, Relating to Report of Lessees; to Amend Section 81-1708 of the Revised Codes of Montana of 1947, Relating to Amendment of Existing State Oil and Gas Leases; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Oil and Gas.

House Bill No. 49, introduced by Emmons, McAndrews, Johnson, Cavanaugh, Marsenich: A bill for an act entitled: "An Act to Amend Sections 92-701, 92-702, 92-703, 92-704 of the Revised Codes of Montana, 1947, as Amended by Chapter 7 of the Session Laws of the State of Montana of 1949 and Chapter 48 of the Session Laws of the State of Montana of 1951, to Amend Section 92-705 of the Revised Codes of Montana, 1947, and to Amend Section 92-706 of the Revised Codes of Montana, 1947, as Amended by Chapter 41 of the Session Laws of the State of Montana of 1949, and to Amend Section 92-707 of the Revised Codes of Montana, 1947, as Amended by Chapter 7 of the Session Laws of the State of Montana of 1949, and to Amend Section 92-709 of the Revised Codes of Montana, 1947, as Amended by Chapter 7 of the Session Laws of the State of Montana of 1949 and as Amended by Chapter 48 of the Session Laws of the State of Montana for 1951, and to Amend Section 92-823 of the Revised Codes of Montana, 1947, All Relating to the Workmen's Compensation Act of the State of Montana, and Relating to Compensation for Injuries to Workmen by Increasing the Compensation in the Cases of Temporary, Total and Total Partial Disabilities, for Injuries Causing Death, and Time During Which Compensation is to be Paid in the Case of Death, and for Specified Injuries; for the Increase in the Amount of Medical and Hospital Services to be Furnished in Addition to Other Compensation; to Increase the Amount of Compensation for Artificial Members; to Increase the Amount of Benefit Paid for Burial Expenses; to Fix the Date From Which Compensation for Injuries is to be Paid; to Fix a Time for Initial Hearing by the Industrial Accident Board on Workmen's Compensation Claims, and to Provide for a Penalty for Discrimination Against an Employee for a Claim or Attempted Claim for Compensation." Referred to Committee on Workmen's Compensation.

House Joint Memorial No. 4, introduced by Higgins: "A Memorial to the Congress of the United States of America, to the Honorable United States Senators James E. Murray and Mike Mansfield and to the Honorable Representatives in Congress, Wesley A. D'Ewart and Lee Metcalf, Requesting That the 83rd Congress Introduce and Pass An Act Authorizing the Committee on Interior and Insular Affairs to Investigate and Study the Activities of the Bureau of Indian Affairs in the State of Montana, as Well as Throughout the Nation, With Particular Reference to the Termination of All Federal Supervision and Control of Qualified Indians and Illegal Activities of the Indian Bureau." Referred to Committee on Constitutional Amendments and Federal Relations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Peters of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration the following, recommend: That House Bill No. 8 do pass. That House Bill No. 15 do pass. That House Bill No. 23 do pass.

That House Joint Memorial No. 1 be amended as follows: by inserting after line 7 of the printed Memorial the following new paragraph, "Whereas, there are many millions of acres of land now owned by the Federal Government, which are not subject to taxation by the various states and which are a financial burden to the taxpayers and whereas, this Government-owned land could in many cases be maintained and a livelihood gained therefrom, if it were released to citizens of the United States and whereas, such Federal lands would be a desirable means of rehabilitation of landless Indians;" and further amend House Joint Memorial

No. 1 by inserting after the word "group"; in line 11 of the printed Memorial the following words, "and that the Congress of the United States make available for such rehabilitation such Government lands economically feasible for such purposes; and" and as so amended do pass.

PETERS, Chairman.

Report adopted.

It was moved by Wiedman, duly seconded and carried, that the House recess until 1:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

MESSAGE FROM SENATE

January 20, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence: Senate Bill No. 3, Wallace.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 50, introduced by Graybill and Norby: A bill for an act entitled: "An Act to Empower and Require City and Town Councils Where Necessary or Advisable in Connection with Special Improvement Districts to Provide for Repairs and Maintenance, or Both, to Allocate Total Costs to Improvements, Repairs, and Maintenance, and to Designate Such Districts as Special Improvement and Repair, or Special Improvement and Maintenance, or Special Improvement, Repair and Maintenance Districts, as the Case May Be." Referred to Committee on Affairs of Cities.

House Bill No. 51, introduced by Sykes: A bill for an act entitled: "An Act to Amend Section 11-713 of the Revised Codes of Montana of 1947 Relating to Eligibility of Persons to Elective and Appointive Municipal Offices, Extending Eligibility of Persons to Appointive Municipal Offices to Those Residing Within Three Miles of the Town or City." Referred to Committee on Privileges and Elections.

House Bill No. 52, introduced by Sykes: A bill for an act entitled: "An Act to Amend Section 93-8618, Revised Codes of Montana, 1947, Relating to Costs and Disbursements Awarded to a Party in an Action; Including Reasonable Attorney Fees in Certain Actions." Referred to Committee on Judiciary.

House Bill No. 53, introduced by Sykes: A bill for an act entitled: "An Act Relating to Pleadings and Permitting Alternative Pleadings." Referred to Committee on Judiciary.

House Bill No. 54, introduced by Judiciary Committee: A bill for an act entitled: "An Act to Amend Section 91-2702, Revised Codes of Montana, 1947, Relating to the Time to be Expressed in Notice to Creditors of Estates, and Providing That Such Time Shall be Six Months." Referred to Committee on Judiciary.

House Bill No. 55, introduced by Judiciary Committee: A bill for an act entitled: "An Act to Amend Section 93-305, Revised Codes of Montana, 1947, Relating to the Payment of Expenses of District Judges on Court Business in Places Other Than Their Place of Residence, and Providing That Such Expenses Shall be Paid When Such District Judges Shall be in Attendance at a Conference of Judges Called by the Chief Justice of the Supreme Court of the State of Montana." Referred to Committee on Judiciary.

House Bill No. 56, introduced by Judiciary Committee: A bill for an act entitled: "An Act Providing for Conferences of District Judges and Supreme Court Justices to be Held in Helena at the Call of the Chief Justice of the Supreme Court of the State of Montana, and at a Time to be Set by Him." Referred to Committee on Judiciary.

House Bill No. 57, introduced by Judiciary Committee: A bill for an act entitled: "An Act. to Amend Section 93-5011, Revised Codes of Montana, 1947, Relating to Challenges of Jurors for Cause, and Providing That a Debtor and Creditor Relationship Shall Not Be a Challenge for Cause in the Case of Current Bills of Gas, Water, Electricity or Telephone." Referred to Committee on Judiciary.

House Bill No. 58, introduced by McElwain: A bill for an act entitled: "An Act to Amend Section 91-2709, Revised Codes of Montana, 1947, Relating to the Limitation of Actions on Rejected Claims Against Estates of Decedents, and Providing That if a Claim be Rejected the Executor or Administrator, or His Attorney, Shall Mail a Notice of Such Rejection to the Claimant." Referred to Committee on Judiciary.

House Bill No. 59, introduced by McAndrews, Johnson, Cavanaugh, Marsenich, Emmons: A bill for an act entitled: "An Act to Amend Section 26-301, of the Revised Codes of Montana, 1947, Relating to Restrictions of Manner or Taking and Possessing Fish and Game and Powers of Commission Relating Thereto." Referred to Committee on Fish and Game.

House Bill No. 60, introduced by McAndrews, Johnson, Cavanaugh, Marsenich, Emmons: A bill for an act entitled: "An Act to Regulate the Use of Shelters Erected Upon the Ice as An Aid to Catching Fish Through the Ice on Such Waters as Are Designated Under Proper Order of the State Fish and Game Commission." Referred to Committee on Fish and Game.

Senate Bill No. 3, introduced by Senator Wallace: A bill for an act entitled: "An Act to Amend Section 16-1009 of the Revised Codes of Montana, 1947, Relating to the Sale of Property by Boards of County Commissioners and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 8, 15, and 23.

HILGER, Vice-Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

The following, having been read three several times, were disposed of as follows:

House Bill No. 8 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hess, Higgins,

Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Crist, Peters, Reed, Taylor, Watkins. Total 5.

Excused: Barrett, Dempsey, Hancock, Hawks, Rimel, Smith, Tobin (Lewis & Clark), Toole. Total 8.

House Bill No. 15 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Crist, Reed, Watkins. Total 3.

Excused: Barrett, Dempsey, Hancock, Hawks, Rimel, Smith, Tobin (Lewis & Clark), Toole. Total 8.

House Bill No. 23 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow). Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sipel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Crist, Reed, Watkins. Total 3.

Excused: Barrett, Dempsey, Hancock, Hawks, Rimel, Smith, Tobin (Lewis & Clark), Toole. Total 8.

It was moved by Taylor, duly seconded and carried, that House Bill No. 39 be taken from the Committee on Appropriations and referred to the Committee on Agriculture, Dairying and Horticulture.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Wednesday, January 21, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

SEVENTEENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 21, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Arnold, Atkinson, Barrett, Hancock, Hawks, Hess, Johnson (Silver Bow), Leuthold, Marsenich, Rieder, Tobin (Lewis & Clark), Toole, Wilson, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the sixteenth legislative day, find the same to be correct.

REGAN, Acting Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 5.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 5 introduced by me and find the same to be correct.

WIEDMAN.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Joint Memorial No. 1.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 20, 25, 27, 29, and 31, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

The Speaker signed House Bill No. 5 in open session.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial No. 2, respectfully report as follows: That House Joint Memorial No. 2 do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial No. 3, respectfully report as follows: That House Joint Memorial No. 3

be amended as follows: That in paragraph one, line eight of the original Memorial, the word "size" be deleted and inserting in lieu thereof the word "number" and that this Memorial as amended do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial No. 4, respectfully report as follows: That House Joint Memorial No. 4 be amended as follows: That the word "the" in paragraph one, line eighteen, of the original Memorial, be deleted and inserting in lieu thereof the word "to" and this Memorial as amended do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 6, respectfully report as follows: That House Bill No. 6 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 7, respectfully report as follows: That House Bill No. 7 be amended as follows: Page 1, line 19 of the original bill, change word "nine" to read "eight" and change figure "9" to read "8"; page 1, line 32 of the original bill, change word "nine" to read "eight" and change figure "9" to read "8"; and as amended do pass.

WILSON, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Seifert, duly seconded and carried, that House Bill No. 25 be taken from General Orders and re-referred to the Committee on Highways and Highway Transportation.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 61, introduced by Nixon and Higgins: A bill for an act entitled: "An Act to Amend Section 61-127, of the Revised Codes of the State of Montana, 1947, Relating to Who May Adopt and Who May Be Adopted, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 62, introduced by Higgins: A bill for an act entitled: "An Act to Amend Section 4-413, Revised Codes of Montana, 1947, Relating to Whom Liquor May Not Be Sold or Given Away Upon Any Premises Licensed to Sell Liquor at Retail and Repealing the Prohibition Against Sale of Liquor to Indians." Referred to Committee on Liquor Control.

House Bill No. 63, introduced by McAndrews, Emmons, Johnson (Silver Bow), Marsenich, Cavanaugh: A bill for an act entitled: "An Act to Amend Section 26-603 of the Revised Codes of Montana, 1947, and Providing Residence Qualifications for Applicants for a Special License or Permit to Hunt Moose; Providing for a System for Allocating Permits to Non-Residents Whenever There is a Surplus of Permits to be Issued Over Resident Applications; Providing for a Period of Ineligibility for Permit Holders; Providing Further, That the Fee to be Collected From Successful Applicants Shall be Five Dollars ($5.00)." Referred to Committee on Fish and Game.

House Bill No. 64, introduced by Cerovski: A bill for an act entitled: "An Act to Amend Section 84-4920 of the Revised Codes of Montana, 1947, Relating to Revision of State Income Tax Return by the Board, the Time for Determining Tax, Notice and Examination of Records and Persons; and to Amend Section 84-4922 of the Revised Codes of Montana, 1947, Relating to Revision of Income Tax Return by the Taxpayer, Application for Revision, Time for Making Application, Hearing and Adjustment." Referred to Committee on Ways and Means.

House Bill No. 65, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act for the Assessment, Levy and Collection of Taxes on All Personal Property Brought, Driven or Coming Into This State After the Regular Annual Assessment Date of Such Property; Providing the Procedure Therefor; Requiring Owners or Agents to Give Notice of Intention to Drive or Bring Livestock Into This State or to Move Such Property From One County to Another, and Providing for the Division and Proration of Taxes in Certain Instances, and Repealing Chapter 85 of the Laws of the Thirty-second Legislative Assembly and All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

House Bill No. 66, introduced by Iten, Wetzsteon, Haines (Flathead), Rieder: A bill for an act entitled: "An Act to Prohibit the Operator of Any Vehicle, Other Than One Operated in Response to an Emergency, to Follow Closer Than Two Hundred (200) Feet Any Fire Apparatus in Rural Areas in Response to a Fire Alarm, or to Drive or Stop Any Vehicle Within Two Hundred (200) Feet Where Fire Apparatus Has Stopped in Answer to a Fire Alarm or Other Emergency." Referred to Committee on Highways and Highway Transportation.

House Bill No. 67, introduced by McElwain, Omholt, Pfohl, Wiedman, Peters, Sykes, O'Connor, Purdy: A bill for an act entitled: "An Act to Amend Initiative Measure No. 54, Providing for the Payment of an Honorarium, or Adjusted Compensation, to Each Resident of Montana Who Was on Active Duty in Military Service in the Military Forces of the United States During World War II, Between December 7, 1941, and September 2, 1945, Both Dates Inclusive: Authorizing the State of Montana to Become Indebted in the Sum of Twenty-two Million Dollars ($22,000,000.00) in Excess of the Constitutional Limit Over and Above Any Bonded Indebtedness Heretofore Incurred or Created and for Which Said State is Now Obligated; Creating the War Veterans' Compensation Fund: Providing for the Issuance and Sale of Limited Obligation Bonds of and in the Name of the State of Montana in the Sum of Twenty-two Million Dollars ($22,000,000.00) to Acquire Funds for the Payment of Such Honorarium or Adjusted Compensation; Providing for the Form of Such Bonds; Providing That Such Bonds Shall Not Be or Become General Obligations of the State of Montana, But Shall be Payable Only Out of the Cigarette Tax Provided for in Said Law; Providing for the Creation of a Veterans' Compensation Bond Retirement Fund to Pay the Principal and Interest of Such Bonds by Levying an Excise Tax Upon the Sale of Cigarettes in the State of Montana in Addition to the Cigarette Tax Imposed by Chapter 56 of Title 84 of the Montana Revised Codes of 1947, and Providing for the Collection of Such Additional Tax in the Same Manner as the Cigarette Tax Imposed by Said Chapter 56 is Collected; Amending Sections 84-5606 and 84-5621 of Said Revised Codes; Making An Appropriation of the Funds Derived From the Sale of Such Bonds; Providing the Method of Payment of Such Honorarium or Adjusted Compensation; Defining Words and Phrases: Pledging the State of Montana to Continue to Levy and Collect Such Tax and Place the Proceeds Thereof in the War Veterans' Compensation Bond Retirement Fund Until All Bonds Issued Under the Provisions of Said Law and the Interest Thereon Shall Have Been Paid; Making the Bonds Issued Under Said Law a Legal Investment for Funds of the State of Montana; Providing Penalties for Violation of Provisions of Said Law; and

Making Other Provisions Germane to the Main Purpose of Said Law, by Extending the Time for Filing Applications to January 1, 1954, and by Increasing the Amount of Limited Obligation Bonds Which May be Issued by the State of Montana to Twenty-three Million Five Hundred Thousand Dollars ($23,500,000.00) and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Military Affairs.

Mr. Speaker: We, Your Committee on Enrollment, to whom was referred House Bill No. 5, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 11:17 o'clock, a. m. delivered to the Governor for his approval.

PFOHL, Chairman.

Report adopted.

THIRD READING OF HOUSE BILLS

House Joint Memorial No. 1, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Anderson, Armstrong, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebbhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, Van Dyke, Walton, Watkins, Wetzsteon, Wiedman, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Fry, Gleed, Hughes, Loughran, Nixon, Nybo, Pfohl. Total 7.

Excused: Arnold, Atkinson, Barrett, Hancock, Hawks, Hess, Johnson (Silver Bow), Leuthold, Marsenich, Rieder, Toole, Tobin (Lewis & Clark), Wilson. Total 13.

It was moved by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 68, introduced by Sykes: A bill for an act entitled: "An Act to Amend Section 23-511, Revised Codes of Montana, 1947, Relating to the Cancellation of Registry for Failure to Vote in a Presidential Election—Re-Registration—Exception of Persons in Military Service." Referred to Committee on Privileges and Elections.

House Bill No. 69, introduced by Graybill, Rimel: A bill for an act entitled: "An Act to Protect and Insure the Right of Suffrage to All Eligible Electors by Providing That Every Eligible Elector in the State of

Montana May Absent Himself From Any Service or Employment, Without Penalty or Loss of Remuneration, for a Period of Three Consecutive Hours From Such Service or Employment During Polling Hours on Election Days; Providing Penalties for the Enforcement of This Act or For Interference With the Exercise of the Right of Suffrage; Repealing All Acts in Conflict Herewith." Referred to Committee on Privileges and Elections.

House Bill No. 70, introduced by Higgins: A bill for an act entitled: "An Act to Repeal Section 94-35-102 of the Revised Codes of Montana, 1947, Relating to the Prohibition Against Indians Carrying Firearms While Off the Reservation." Referred to Committee on Judiciary.

House Bill No. 71, introduced by Committee on Livestock and Public Ranges: A bill for an act entitled: "An Act to Amend Sections 46-2308, 46-2314, 46-2320, 46-2322, 46-2324 and 46-2325 of the Revised Codes of Montana, 1947, Relating Respectively to the Time and Manner of Appeals to the Commission; the Right of Judicial Review Therefrom; and Jurisdiction of the Courts; Relating to Membership in State Districts and Limiting the Preference or Rights Thereunder; Providing for the Revocation of Grazing Preferences and Notice Thereof; Providing for the Disposal of Surplus Reserves and Relating to Dissolution of a State District; All Relating to the Grass Conservation Act; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Livestock and Public Ranges.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Thursday, January 22, at 11:00 a.m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

EIGHTEENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 22, 1953.

House convened at 11:00 a.m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Atkinson, Barrett, Dempsey, Hansen, Hawks, Hess, Johnson (Silver Bow), Toole, all excused.

Mr. Speaker: We, your Committtee on Journal, having examined the Journal for the seventeenth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bills Nos. 6 and 7, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 54, respectfully report as follows: That House Bill No. 54 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 55, respectfully report as follows: That House Bill No. 55 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 56, respectfully report as follows: That House Bill No. 56 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 41, respectfully report as follows: That House Bill No. 41 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 13, respectfully report as follows: That House Bill No. 13 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 19, respectfully report as follows: That House Bill No. 19 do not pass.

TAYLOR, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

January 21, 1953.

Speaker of the House of Representatives
House Chambers
Helena, Montana

I have the honor to advise you that I have this day approved House Bill No. 5, introduced by Smith and Wiedman,

"An act validating, ratifying, approving and confirming bonds and other instruments or obligations, heretofore issued by public bodies of this state, and all proceedings heretofore taken by such public bodies, to authorize and issue such bonds, instruments and other obligations, however described, and providing that this act may be cited as 'The 1953 Bond Validating Act'."

Respectfully,
J. HUGO ARONSON,
Governor.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 72, introduced by Smith, Rimel: A bill for an act entitled: "An Act to Amend Section 52-313 of the Revised Codes of Mon-

tana, 1947, Relating to the Time for Holding Sales of Personal Property in Foreclosure Proceedings, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 73, introduced by Gunderson, Bricker, Graybill, Norby, Regan, Steel: A bill for an act entitled: "An Act to Guarantee the Full and Equal Enjoyment of All Places of Public Accommodation and Amusement; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 74, introduced by Reed, Bricker, Norby, Rieder, Sales, Nixon: A bill for an act entitled: "An Act to Repeal Sections 66-1201, Through 66-1220, Inclusive, Revised Codes of Montana, 1947, and to Enact, in Lieu Thereof, and Hereby, a New and Revised Nursing Practice Act to be Cited as the Montana Nursing Practice Act, to Regulate the Practice of Nursing by Professional Nurses, and the Practice of Nursing by Practical Nurses; to Establish the Montana State Board of Nursing With Dual Functions, Powers and Duties (a) in the Field of Professional Nursing and (b) in the Field of Practical Nursing, and to Provide Separate Administrations by a Board of Five (5) Members in the Field of Professsional Nursing and by a Board of Eight (8) Members in the Field of Practical Nursing, Under Board Administrations Separate and Exclusive for Each Classification of Nursing; to Define the Powers and Duties of Such Board as Respects Each Separate Administration; to Endow Such Board With Power to Make Rules and Regulations, Appropriate to Each the Professional Nursing Administration and the Practical Nursing Administration, Within the Limits of the Subject Matter of This Act; to Provide for Licensing of Each Class of Nurses, After Examination or by Endorsement Without Examination; to Fix the Qualifications of Applicants for Licenses in Each Field, and to Authorize the Use of Appropriate Titles and Abbreviations of Titles for Each Class of Nurses; to Provide for Renewal of Licenses; to Invest the Board With Designated Disciplinary Powers to be Exercised Subject to Due Process of Law; to Provide for the Exemption of Certain Persons From the Operation of the Act Under Designated Circumstances; to Fix Penalties for Violations of the Act; to Provide for Judicial Review of the Acts of the Governor and of the Board in Connection with the Operation and Administration of This Act; and to Provide for the Orderly Transition of Business From the Existing Montana State Board of Nurse Examiners, and for Coordination With the Preceding Board in the Transfer of Records and Funds to the Board Created by This Act." Referred to Committee on Public Health, Morals, and Safety.

House Bill No. 75, introduced by Steel, Wetzsteon, Hilger: A bill for an act entitled: "An Act to Authorize in Certain Instances the Boards of County Commissioners to Levy an Additional Tax of Not to Exceed Four (4) Mills for the County Poor Funds." Referred to Committee on Social Security.

House Bill No. 76, introduced by Steel, Wetzsteon, Hilger: A bill for an act entitled: "An Act to Amend Section 71-1003 of the Revised Codes of Montana, 1947, as Amended by Section 1, Chapter 192 Laws of 1949, Relating to Eligibility Requirements for Aid to Persons Having Silicosis and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

House Bill No. 77, introduced by Steel, Wetzsteon, Hilger: A bill for an act entitled: "An Act to Amend Section 71-308 Revised Codes of Montana, 1947, as Amended by Section 9, Chapter 199, Laws of 1951, Relating to the Provision of Medical Aid and Hospitalization for Persons Unable to Provide Such Necessities for Themselves, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

House Bill No. 78, introduced by Graybill: A bill for an act entitled: "Recording, of Certain Papers Filed in Bankruptcy Proceedings." Referred to Committee on Judiciary.

House Bill No. 79, introduced by Sykes, Peters, Omholt, Pfohl, McElwain, Armstrong, Nixon, Hanson: A bill for an act entitled: "An Act Exempting From the Montana State Income Tax, All Payments of Adjusted Compensation Made Pursuant to Initiative No. 54, Commonly Known as the Veterans' Bonus Law Which Became Effective December 6, 1950." Referred to Committee on Military Affairs.

House Bill No. 80, introduced by Sykes, Juedeman: A bill for an act entitled: "An Act to Amend Title 92 of the Revised Codes of Montana of 1947, as Amended, Known as the Workmen's Compensation Act, to Include and Make Compensable Occupational Diseases and Infections, Defining Occupational Diseases and Infections, Establishing a Medical Board of Review, Establishing Requirements as to Silicosis and Amount of Compensation Therefore, and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Workmen's Compensation.

House Bill No. 81, introduced by Sykes: A bill for an act entitled: "An Act to Amend Section 92-801 and 92-827 of the Revised Codes of Montana of 1947 Relating to Liens on Awards Granted and Providing Manner of Fixing Attorney Fees." Referred to Committee on Judiciary.

House Bill No. 82, introduced by Sykes: A bill for an act entitled: "An Act to Amend Sections 92-104 and 92-105, of the Revised Codes of Montana of 1947, Relating to the Creation of an Industrial Accident Board of Three Appointive Members, Their Manner of Appointment, Term and Salary and Removal." Referred to Committee on State Boards and Institutions.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Beck of McCone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration the following, recommend:

That House Bill No. 20 do pass.

That House Bill No. 27 be amended by striking out all of Section 2 and as so amended do pass.

That House Bill No. 29 be amended by striking out all of Section 2 and as so amended do pass.

That House Bill No. 31 be amended in Section 2 by inserting after the word "city" at the end of line 3 of Section 2 in the printed bill the word "clerk" and as so amended do pass.

BECK, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 20, 27, 29, and 31.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 24, respectfully report as follows: That House Bill No. 24 do not pass.

HUGHES, Chairman.

Report adopted.

MESSAGE FROM SENATE

January 22, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 9 by Smith and Schiltz.

House Bill No. 10 by Smith and Schiltz.

House Bill No. 11 by Smith and Schiltz.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 83, introduced by Sykes: A bill for an act entitled: "An Act to Amend Sections 92-701, 92-702, 92-703, 92-704, 92-705, 92-706, 92-608, 92-709, 92-715, 92-824 of the Revised Codes of Montana of 1947, as Amended by the Session Laws of the State of Montana of 1949 and 1951 All Relating to Compensation for Injuries to Workmen by Increasing Compensation in Cases of: Temporary, Total, and Total-Partial Disabilities for Injuries Causing Death, and for Specified Injuries. Increasing Payments of Burial Expense and Medical Expenses; Providing for Partial Lump Sum Payments; Providing Effective Date of Act, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Workmen's Compensation.

House Bill No. 84, introduced by Durkee, Omholt, Cerovski, Sykes, Ringling, Mahoney: A bill for an act entitled: "An Act to Amend Sections 2, 3, 6, 12 and 14, of Initiative Measure No. 54, Enacted by the Electors of Montana at the General Election of November 7, 1950, Providing for the Payment of an Honorarium to Men and Women of Montana Who Served in the Military Forces of the United States in World War II." Referred to Committee on Military Affairs.

House Bill No. 85, introduced by Durkee, Omholt, Cerovski, Sykes, Pfohl, Ringling, Mahoney: A bill for an act entitled: "An Act to Amend Chapter 5 of Title 68 of the Revised Codes of Montana of 1947, Relating to Credit for State Service Under the Public Employees' Retirement System for all Members of the Public Employees' Retirement Act Who Served in the Armed Forces of the United States During War Time or Who Served in the Armed Forces During a Time When the United States Was Engaged in Any Military Campaign or Police Action, and in Particular, Amending Sections 68-501 (f) of the Revised Codes of Montana of 1947 Providing That the Veteran Must Have Been a Resident of Montana Immediately Prior to His Entry Into the Armed Forces of the United States; Providing That the Serviceman Must Have a Discharge Other Than Dishonorable; Providing That Said Military Service Shall be Allowed by the Board of Administration of the Public Employees' Retirement Act the

Same as State Service; Providing That the Board of Administration of the Public Employees Retirement Act shall, in Their Computation of the Veterans Retirement Allowance at the Time of the Retirement of the Veteran, Use as the Compensation Earned During Said Military Service, the Same Figure as Used for the Veteran as His Final Compensation; Providing That Said Military Service Can Only be Used for the Purpose of Retirement of a Veteran if Said Veteran Has at Least Three (3) Years of Employment in State Service, Exclusive of Military Service." Referred to Committee on Social Security.

House Bill No. 86, introduced by Durkee, Omholt, Cerovski, Sykes, Pfohl, Ringling, Mahoney: A bill for an act entitled: "An Act Providing for Educational Opportunities for the Children of Members of the Armed Forces of the United States Killed While in the Armed Services of the United States or Dying as the Result of Disabilities or Diseases Incurred While in Said Service, Since September 16, 1940, or Hereafter During the Present National Emergency, Namely, the Korean Conflict, and Providing an Appropriation Therefor; Repealing Chapter 196 of the Session Laws of the Thirty-second Legislative Assembly." Referred to Committee on Appropriations.

House Bill No. 87, introduced by Durkee, Cerovski, Sykes: A bill for an act entitled: "An Act to Provide for the Submission to the Qualified Electors of the State of Montana of an Amendment to Article IX, Section 2 of the Constitution of the State of Montana, by Changing the Legal Voting Age to Eighteen Years." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 88, introduced by Peters, O'Connor, Watkins: A bill for an act entitled: "An Act to Amend Section 89-1311, Revised Codes of Montana, 1947, Relating to the Qualification of Electors in Irrigation Districts." Referred to Committee on Irrigation and Water Conservation.

THIRD READING OF HOUSE BILLS

The following, having been read three several times were disposed of as follows:

House Bill No. 20 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin, (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes None.

Absent and not voting: Clowes, Corcoran, Fry, Gleed, Hughes, Pfohl, Rieder, Rimel. Total 8.

Excused: Atkinson, Barrett, Crist, Dempsey, Hansen, Hawks, Hess, Johnson (Silver Bow), Toole, Totten. Total 10.

House Bill No. 27 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock,

Hanson, Higigns, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes None.

Absent and not voting: Clowes, Corcoran, Fry, Gleed, Hughes, Pfohl, Rieder, Rimel, Taylor. Total 9.

Excused: Atkinson, Barrett, Crist, Dempsey, Hansen, Hawks, Hess, Johnson (Silver Bow), Toole, Totten. Total 10.

House Bill No. 29 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Sales, Wiedman. Total 2.

Absent and not voting: Clowes, Corcoran, Fry, Gleed, Hughes, Pfohl, Rimel, Taylor. Total 8.

Excused: Atkinson, Barrett, Crist, Dempsey, Hansen, Hawks, Hess, Johnson (Silver Bow), Toole, Totten. Total 10.

House Bill No. 31 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Clowes, Corcoran, Fry, Gleed, Hughes, Pfohl, Rimel, Taylor. Total 8.

Excused: Atkinson, Barrett, Crist, Dempsey, Hansen, Hawks, Hess, Johnson (Silver Bow), Toole, Totten. Total 10.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Friday, January 23, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

NINETEENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 23, 1953.

House convened at 11:00 a.m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Barrett, Corcoran, Crist, Dempsey, Hawks, Hess, Johnson (Silver Bow), McElwain, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the eighteenth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 41, 54, 55, 13, 56, and House Joint Memorials 2, 3, and 4, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 68, respectfully report as follows: That House Bill No. 68 do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 69, respectfully report as follows: That House Bill No. 69 be amended as follows: In the 5th line of the title strike out the word "three" and substitute the word "two". In the 7th line of the title, strike out the word "election" and insert after the word "days" and before the semi-colon, "of general elections." In line 14 of the original bill before the word "election," insert the word "general." Further amend by striking out in line 17 of the original bill the word "three" and inserting the word "two." In line 32 change the word "five" to the word "two." Further amend by striking out Section 4 in its entirety; and as so amended do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 51, respectfully report as follows: That House Bill No. 51 do not pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Joint Resolution No. 1, respectfully report as follows: That House Joint Resolution No. 1 do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 66, respectfully

report as follows: That House Bill No. 66 be referred to the Committee on Townships and Counties.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration House Bill No. 14, respectfully report as follows: That House Bill No. 14 do pass.

SEIFERT, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 89, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 84-3807, Revised Codes of Montana, 1947, Relating to Tax Liens, and Providing That Such Tax Liens Shall Terminate Ten Years After Delinquency and to Amend Section 84-4130, Revised Codes of Montana, 1947, Relating to Tax Liens, and Providing That the Lien of the State Shall be Divested by the Expiration of Ten Years After Tax Delinquency." Referred to Committee on Judiciary.

House Bill No. 90, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 84-4152, Revised Codes of Montana, 1947, Relating to the Taking of Tax Deeds by Counties, Cities and Towns, and Providing That the County Clerk, City or Town Clerk Shall, When the Time for Redemption Expires, Immediately Apply to the County, City or Town Treasurer for the Issuance of a Tax Deed." Referred to Committee on Judiciary.

House Bill No. 91, introduced by Cerovski: A bill for an act entitled: "An Act to Amend Section 23-1109, 23-1110, and 23-1112 of the Revised Codes of Montana, 1947, Relating to the Columns and Material to be Printed on Ballots; Words to be Printed on Each Ballot; and Arrangement of the Ballot to Facilitate the Expression of Voters' Choice, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Privileges and Elections.

House Bill No. 92, introduced by Judiciary Committee: A bill for an act entitled: "An Act Concerning Contribution Among Tortfeasors, Release of Tortfeasors, Procedure Enabling Recovery of Contribution, and Making Uniform the Law With Reference Thereto." Referred to Committee on Judiciary.

House Bill No. 93, introduced by Haines of Missoula, McElwain, Schiltz, Peters, Norby, Broeder: A bill for an act entitled: "An Act to Amend Sections 87-103, 87-104, 87-105, 87-106, and 87-109 of the Revised Codes of Montana of 1947, as Amended by Chapter 178 of the Session Laws of the State of Montana of 1949, All Relating to Unemployment Compensation, by Increasing the Compensation Amounts of Benefits and Lengthening the Duration, by Amending the Benefit Eligibility Conditions, by Changing the Disqualifications for Benefits, and by Amending and Revising the Employer Contributions Provisions and Rates." Referred to Committee on Workmen's Compensation.

House Bill No. 94, introduced by Haines of Missoula, Toole: A bill for an act entitled: "An Act to Amend Section 28-402 of the Revised Codes of Montana, 1947, as Heretofore Amended by Chapter 83, Session Laws of 1949, by Eliminating Therefrom the Words 'One Year' and in Substituting the Words 'Eighteen Months'." Referred to Committee on State Lands, Forests, and Parks.

House Bill No. 95, introduced by Higgins: A bill for an act entitled: "An Act Designating and Fixing the Compensation to be Paid County

Superintendents for the Preparation of School Budgets and Providing a Method and Procedure for Fixing Such Compensation by Providing That the Schedule Set Out in Section I Thereof Shall Determine the Compensation on the Basis of the Number of Budgets in the Previous School Year; Providing That the Compensation Shall be in Addition to the Salary Fixed by Law for County Superintendents; Providing That This Act Shall be in Full Force and Effect After Its Passage and Approval, but Shall Not Effect an Increase of the Salary or Compensation of Any County Superintendent Who Is in Office at the Date This Act Goes Into Effect; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Education.

House Bill No. 96, introduced by Higgins: A bill for an act entitled: "An Act to Amend Section 75-1528, Revised Codes of Montana, Relating to the Deputy County Superintendents of Schools and Other Assistants and the Salaries of the Same, to Provide That the County Commissioners Shall Appoint One Chief Deputy County Superintendent of Schools When the Same is Recommended by the County Superintendent of Schools." Referred to Committee on Education.

House Bill No. 97, introduced by Smith, Sykes, Graybill: "A Bill for An Act to Amend Section 11-1934 of the Revised Codes of Montana, 1947, Relating to Hours of Work of Members of Paid Fire Departments in Cities of Second Class, by Changing the Period of Service Therein Referred to From an Eight-Day Period to a Six-Day Period, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Affairs of Cities.

House Bill No. 98, introduced by Smith, Sykes, Graybill: "A Bill for An Act to Amend Section 11-1931 of the Revised Codes of Montana, 1947, Relating to Hours of Work of Members of Paid Fire Departments in Cities of First Class, by Changing the Period of Service Therein Referred to From an Eight-Day Period to a Six-Day Period, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Affairs of Cities.

It was moved by Wiedman, duly seconded and carried, that consideration of House Bills Nos. 6 and 7 on General Orders be passed for the day.

It was moved by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 40, respectfully report as follows: That House Bill No. 40 do pass.

SCHILTZ, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 66, respectfully report as follows: That House Bill No. 66 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 22, recommend that House Bill No. 22 do not pass but that substitute House Bill 22, a bill for an act entitled: "An Act Relating to Commerce in Oleomargarine Within the State of Mon-

tana, Defining the Terms Used in This Act, Regulating the Sale at Retail of Yellow Oleomargarine, Requiring Public Eating Places Serving Yellow Oleomargarine to Give Notice to Patrons, Regulating the Advertising of Oleomargarine, Requiring That the Sale of Oleomargarine at Retail Shall be by Net Weight, and Providing for the Labeling Thereof, Prescribing Penalties for the Violation of this Act, Providing for the Administration and Enforcement of This Act by the Department of Agriculture, Labor and Industry, the Severability of the Provisions of This Act, the Revision and Amendment of Certain Other Acts Relative to Oleomargarine, the Repeal of Sections 3.2435, 3.2444, 3.2473, 3.2474, and 3.2475, of the Revised Codes of Montana of 1947, Sections 1 to 23, inclusive, of Chapter 138, Laws of Montana, 1949, Approved March 1, 1949, and All Other Acts and Parts of Acts in Conflict Herewith, and Providing That the Effective Date Shall be Upon Passage and Approval." do pass.

O'CONNOR, Chairman.

Report adopted.

MESSAGE FROM SENATE

January 23, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House: House Bill No. 15 by Pfohl and Walton.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that House Bill No. 93 be taken from the Committee on Workmen's Compensation and referred to the Committee on Social Security.

A motion was made by Wiedman, duly seconded and carried, that the special committees appointed to investigate the State Institutions at Warm Springs, Miles City, Boulder and Deer Lodge, be granted five (5) additional days' time in which to report.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Substitute House Bill No. 22, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act Relating to Commerce in Oleomargarine Within the State of Montana, Defining the Terms Used in This Act, Regulating the Sale at Retail of Yellow Oleomargarine, Requiring Public Eating Places Serving Yellow Oleomargarine to Give Notice to Patrons, Regulating the Advertising of Oleomargarine, Requiring That the Sale of Oleomargarine at Retail Shall be by Net Weight, and Providing for the Labeling Thereof, Prescribing Penalties for the Violation of This Act, Providing for the Administration and Enforcement of This Act by the Department of Agriculture, Labor and Industry, the Severability of the Provisions of This Act, the Revision and Amendment of Certain Other Acts Relative to Oleomargarine, the Repeal of Sections 3.2435, 3.2444, 3.2473, 3.2474, and 3.2475, of the Revised Codes of Montana of 1947, Sections 1 to 23, Inclusive, of Chapter 138, Laws of Montana, 1949, Approved March 1, 1949, and All Other Acts and Parts of Acts in Conflict Herewith, and Providing That the Effective Date Shall be Upon Passage and Approval." Referred to Committee on Printing.

House Bill No. 99, introduced by Bricker, Hughes, Walton, Sax, Durkee: A bill for an act entitled: "An Act Relating to Public Health, and Providing for the Prevention and Suppression of Disease; Giving Authority to the State Board of Health, Forbidding Persons Afflicted With Certain Communicable Diseases From Engaging in or Being Employed in Public Eating Places; Places Where Meat or Meat Products are Made, Prepared, or Sold; Manufacturing Bakeries or Manufacturing Confectionaries; Providing for the Compulsory Periodical Examination of Persons Engaged in Such Callings; Providing for Health Certificates to be Issued Making Violations Hereof a Misdemeanor, Empowering the Secretary of the State Board of Health to Designate Examining Physicians; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 100, introduced by Regan, Goodwin, Tobin (Lewis & Clark), Totten, Iten, Anderson: A bill for an act entitled: "An Act to Regulate the Practices of Engineering and Land Surveying; to Safeguard Life, Health, and Property, and to Promote the Public Welfare; Providing for the Registration of Qualified Persons as Professional Engineers and Land Surveyors, and Providing for the Certification of Engineers-in-Training; Defining the Terms 'Engineer', 'Professional Engineer', 'Engineer-in-Training', 'Practice of Engineering', 'Land Surveyor', and 'Practice of Land Surveying'; Creating a State Board of Registration for Professional Engineers and Land Surveyors and Providing for the Appointment of Its Members; Fixing the Term of the Board and Defining Its Powers and Duties; Setting Forth the Minimum Qualifications and Other Requirements for Registration; Making the Administration of This Act Self Supporting by Establishing Fees With Expiration and Renewal Requirements Exempting Certain Groups; and Providing for the Enforcement of This Act and Penalties for Its Violation, and Repealing Sections 66-2301 Through 66-2303 and All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 101, introduced by Omholt, Juedeman: A bill for an act entitled: "An Act to Amend Section 16-1128, Revised Codes of Montana, 1947, Relating to Auto Passes Excluding Livestock Constructed on Public or County Roads, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

House Bill No. 102, introduced by Reed, Rimel, Toole, Nybo, Haines (Missoula): A bill for an act entitled: "An Act to Amend Section 81-1403, Revised Codes of Montana as Amended by Section 1, Chapter 161 of the Session Laws of 1949 and to Fix the Salary and Provide the Qualifications for the Office of State Forester." Referred to Committee on State Lands, Forests and Parks.

House Bill No. 103, introduced by Marsenich, Cavanaugh, Johnson (Silver Bow): A bill for an act entitled: "An Act Providing for Compensation of Workingmen for Disability or Death Resulting From Occupational Diseases; Defining Occupational Diseases; Providing for a Schedule of Compensation and for Other Benefits for Disability or Death of Workingmen by Reason of Occupational Diseases, and Providing Methods for the Payment of the Same; Providing for Liability and Penalties of employers Who Do Not Elect to Pay Such Compensation; Establishing the Occupational Disease Disability Fund; Providing for the Administration of This Act by the Industrial Accident Board; Providing for Medical Appeal Panels for the Determination of Disputed Medical Questions; and Providing for Review of Awards Made by the Industrial Board." Referred to Committee on Workmen's Compensation.

House Bill No. 104, introduced by Haines (Missoula): A bill for an act entitled: "An Act to Amend Section 84-3201, of the Revised Codes of Montana, 1947, Relating to Licenses; and Providing, Among Other Things, for the Procuring of a License to Operate Circuses, Side Shows, Carnivals,

Menageries, Wild West Shows, and Tent Shows for Private Gain, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Saturday, January 24, 1953, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTIETH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 24, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Anderson, Arnold, Bricker, Cavanaugh, Clowes, Crist, Dempsey, Emmons, Fry, Gleed, Graybill, Hawks, Hess, Higgins, Hilger, Hughes, Johnson (Silver Bow), Loughran, McAndrews, Marsenich, Norby, Regan, Ringling, Tange, VanDyke, all excused; and Corcoran, Iten, Hansen, absent.

Mr. Speaker: We, your Committee on Journal having examined the Journal for the nineteenth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 64, respectfully report as follows: That House Bill No. 64 be re-referred to the Committee on Judiciary.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 17, respectfully report as follows: That House Bill No. 17 do not pass.

GEBHARDT, Vice-Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 105, introduced by Dwyer (by request): A bill for an act entitled: "An Act to Amend Section 91-510 of the Revised Codes of Montana, 1947, Relating to the Disposition of Funds Held by the State Treasurer Which Funds Are Derived from Escheated Estates and Establishing an Escheated Estates Fund From Which to Pay Administrative Expense." Referred to Committee on Judiciary.

House Bill No. 106, introduced by Dwyer (by request): A bill for an act entitled: "An Act to Amend Section 91-512, Revised Codes of Montana, 1947, Relating to the Duties of the Attorney General; Employment

of Special Assistant, and to Increase the Salary of the Special Assistant and to Provide for Expenses; Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 107, introduced by Dwyer (by request): A bill for an act entitled: "An Act Appropriating Money to the Attorney General for the following purposes: To Enable the Attorney General to Hire Expert Witnesses in the Trial of Escheated Estates; to Order and Pay for the Taking of Depositions of Necessary Witnesses in Escheated Estates; to Employ Counsel to Represent the State of Montana in the Taking of Depositions and Interviewing Witnesses; to Subpoena Witnesses and to Pay Their Fees and Necessary Traveling Expenses; to Order and Secure Original Documents and Photostats Thereof and in General to Further the Enforcement of the Escheated Property Act and Declaring an Emergency." Referred to Committee on Appropriations.

House Bill No. 108, introduced by Dwyer (by request): A bill for an act entitled: "An Act to Amend Section 25-604, of the Revised Codes of Montana, 1947, as Amended by Chapter 136, Laws of Montana, 1951, Relating to the Power of County Commissioners to Fix the Number of Deputies and Limiting Their Power to Fix the Salaries Thereof; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

House Bill No. 109, introduced by Toole, Rimel, Reed, Broeder, Haines (Missoula), Nybo: A bill for an act entitled: "An Act to Provide for the Protection and Preservation of Forest Resources of the State of Montana From Damage, Injury or Destruction by Forest Insect Pests and Tree Diseases and to Protect the Forests and Watersheds of Montana and Enhance the Production of Forests and to Promote the Stability of the Industry, to Protect the Recreational Values of the Forests and to Independently and Through Cooperation With the Federal Government, the State Government and Private Forest Land Owners to Control, Suppress and Eradicate Outbreaks of Insect Pests and Tree Diseases in the State of Montana." Referred to Committee on State Lands, Forests, and Parks.

House Bill No. 110, introduced by Broeder, Haines (Flathead), Nybo: A bill for an act entitled: "An Act to Amend Section 32-1123, Revised Codes of Montana, 1947, Relating to Uniform Standards Governing the Maximum Dimensions, Weights, and Speeds of Motor Vehicles Operating Over the Highways of the State of Montana, and Repealing All Acts or Parts of Acts in Conflict Therewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 111, introduced by MacDonald and Norby: A bill for an act entitled: "An Act Providing for the Coverage of Certain Officers and Employees of the Political Subdivisions of the State of Montana, Under the Old Age and Survivors Insurance Provisions of Title II of the Federal Security Act, as Amended; Authorizing the State Board of Equalization to Act as the State Agency for the Administration Thereof; Authorizing the State Board of Equalization to Enter Into an Agreement With the Federal Security Administration for the Purposes of This Act; Providing That the Political Subdivisions of the State Which Operate Under This Act Shall Pay the Cost of Administration Thereof; Excluding From the Operation of This Act All Employees of the State of Montana, and All Employees of the Political Subdivisions Thereof Operating Under the Provisions of the Public Employees' Retirement Act of the State of Montana; and Repealing All Acts or Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

House Bill No. 112, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 3 of Chapter 199 of the Session Laws of Montana, 1949, Relating to the Foundation Program Schedules for Elementary Schools and High Schools and the Relationship

Thereof to the Distribution and Apportionment of the Moneys Coming Into the State Public School Equalization Fund." Referred to Committee on Education.

House Bill No. 113, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-1637 of the Revised Codes of Montana of 1947, Relating to the Letting of Contracts by School Trustees With and Without Advertising for Bids." Referred to Committee on Education.

House Bill No. 114, introduced by Haines (Flathead), Nybo, McDonnell, MacDonald, Gebhardt, Nixon: A bill for an act entitled: "An Act to Amend Sections 84-3302 and 84-3305, of the Revised Codes of Montana, 1947, Relating to Licenses and License Fees for Movie Theatres, to Provide for Issuance of Licenses and Payment of License Fees Annually, and in Prescribed Amounts; Providing for One-Half Year License Rate; Prescribing When This Act Takes Effect; and Repealing Section 84-3304, Revised Codes of Montana, 1947." Referred to Committee on Ways and Means.

House Bill No. 115, introduced by Rieder: A bill for an act entitled: "An Act to Prohibit the Use of Any Money From the General Fund of the State of Montana for the Payment of Bounties, and the Control of Predatory Animals Until All Other Statutory Sources of Revenue are Exhausted." Referred to Committee on Fish and Game.

House Bill No. 116, introduced by Rieder: A bill for an act entitled: "An Act to Regulate the Use of Poison for the Control of Predatory Animals; Providing for Cooperation Between the Person Authorized to Lay Out Such Poison and the Game Warden of the Locality in Which Poison is to be Placed; Providing for Written Notice to Landowners Within a Mile Radius of the Poison Station and to Those Pasturing Domestic Animals in the Vicinity of the Poison Station and for the Publication of Notice of the Poison Station in a Local Newspaper; and Requiring the Written Consent of the Landowner Before a Poison Station is Baited; and Providing for a Penalty of Violation of the Provisions of the Act." Referred to Committee on Fish and Game.

House Bill No. 117, introduced by Smith and Wiedman: A bill for an act entitled: "An Act to Provide for the Issue and Sale by the State Board of Examiners of Bonds for the Purpose of Erecting and Furnishing a State Laboratory Building as an Adjunct to the State Capitol Building as an Addition to Bonds Already Authorized to be Issued and Sold for the Same Purpose; Designating the Funds From Which Said Bonds Shall be Paid; Providing for a State Laboratory Building Interest and Sinking Fund; Enumerating the Powers and Duties of the State Board of Examiners in Carying Out the Provisions of This Act." Referred to Committee on Appropriations.

MOTIONS AND RESOLUTIONS

A motion was made by Woods, duly seconded and carried, that House Joint Memorial No. 3 be re-referred to the Committee on Constitutional Amendments and Federal Relations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Schiltz of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration busines under General Orders, recommend the following:

That House Bills Nos. 6 and 7 be passed for the day.

That House Bill No. 13 do pass.

That House Bill No. 41 do pass.

That House Bill No. 54 do pass.

That House Bill No. 55 do pass.

That House Bill No. 56 do pass.

That House Joint Memorial No. 2 do pass.

That consideration of House Joint Memorial No. 4 be passed for the day.

SCHILTZ, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Monday, January 26, 1953, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTY-SECOND LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 26, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twentieth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 14, 68, and House Joint Resolution No. 1, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 13, 41, 54, 55, 56, and House Joint Memorial No. 2.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 15.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 15 introduced by me and find the same to be correct.

WALTON.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, respectfully report the following attaches employed this date:

Proof Reader.....Mrs. Catherine Totten
Stenographer.....Mrs. Mildred Hooper

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 104, respectfully report as follows: That House Bill No. 104 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 38, respectfully report as follows: That House Bill No. 38 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 52, respectfully report as follows: That House Bill No. 52 be amended by deleting the words and figures in line 9 of the original bill as follows: "That Section 93-8618. (9802)" and inserting in lieu thereof the folowing: "That Section 93-8618 of the Revised Codes of Montana, 1947, be, and the same is hereby amended to read as follows: "Section 93-8618." And be further amended as follows: by striking out Section 3 in its entirety; and be further amended as follows: In line 23 of the original bill, by striking out the letter "s" in word "sales" and deleting the "," following the word "sales," so that line 23 of the original bill will read as follows: "In any action for the recovery of the sale value of goods," and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 57, respectfully report as follows: That House Bill No. 57 be amended by striking out Section 2 in its entirety; and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 61, respectfully report as follows: That House Bill No. 61 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 70, respectfully report as follows: That House Bill No. 70 be amended in the title by inserting in line 4 of the original bill, being the first line of the title, after the figures "94-35-102" and before the word "of" the following: "and Section 94-35-103." And by amending Section 1 of said bill by inserting in line 9 of the original bill, being the first line of Section 1, after the figures "94-35-102" and before the word "of" the following: "and Section 94-35-103." And as so amended, House Bill No. 70 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 72, respectfully report as follows: That House Bill No. 72 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 78, respectfully report as follows: That House Bill No. 78 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 89, respectfuly report as follows: That House Bill No. 89 be amended as follows: By striking out in line 27 of the original bill, the word "alone"; and be further amended by striking out, in its entirety, Section 3; and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 90, respectfully report as follows: That House Bill No. 90 be amended by striking out in its entirety Section 2; and as amended do pass.

McELWAIN, Chairman.

Report adopted.

The Speaker signed House Bill No. 15 in open session.

INTRODUCTION OF BILLS

The following were introduced, read first and second time and referred to committees:

House Bill No. 118, introduced by Goodwin: A bill for an act entitled: "An Act to Amend Section 26-1002 of the Revised Codes of Montana Relating to the Payment of Cost Bill to County Wherein Costs Were Incurred." Referred to Committee on Townships and Counties.

House Bill No. 119, introduced by Tobin (Lewis & Clark): A bill for an act entitled: "An Act to Amend Sections 83-302, 83-303, Revised Codes of Montana, 1947, Relating to Citizenship and Residence, Rules for Determining; Providing for Citizenship for Members of the Military Services Both Active and Retired, Providing for Rules of Residence for Members of Military Service Who File Certificate With the Secretary of State and Pay a Sum in Lieu of Taxes; Providing for a Fee and Tax; Providing for Assesment of Property Within the State of Montana; Providing for Certificate for Wife and Dependents; Providing for Form of Declaration of Citizenship; Providing for Designation of County and Municipality; Providing for the Effective Date and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Military Affairs.

House Bill No. 120, introduced by Schiltz and McElwain: A bill for an act entitled: "An Act Providing for the Correction or Retraction of Any Alleged Libelous Publication by Any Newspaper, Magazine or Periodical Published in This State Before Any Civil Action Shall be Commenced Therefore; Providing for the Time, Method and Manner of Correcting the Same and Defining Such Correction or Retraction; Providing That Such Correction or Retraction Shall Constitute a Defense Against the Recovery of Other Than Actual Damages and for the Mitigation Thereof; Defining Innocent Conduct of the Proprietor, Publisher, Editor, Writer or Reporter of Any Newspaper, Magazine or Periodical Published in This State, As a Defense in Any Civil Action for Libel; Providing That the Plaintiff Has the Burden of Proving Intent to Libel and Actual Damages; Directing

That Invalidity of a Part of This Act Shall Not Affect or Impair the Remainder; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 121, introduced by Schiltz. A bill for an act entitled: "An Act to Amend Section 11-1704, Revised Codes of Montana, 1947, Relating to Qualifications and Salary of Municipal Judges." Referred to Committee on Judiciary.

House Bill No. 122, introduced by Schiltz: A bill for an act entitled: "An Act to Amend Section 93-2904, Revised Codes of Montana, 1947, Relating to the Venue of Actions, and Providing for the Venue of All Actions Not Covered by Sections 93-2901, 93-2902, and 93-2903, of the Revised Codes of Montana, 1947." Referred to Committee on Judiciary.

THIRD READING OF HOUSE BILLS

The following having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

House Bill No. 13 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: none.

Absent and not voting: Fry, McDonnell, Nixon, Peters, Pierce. Total 5.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

House Bill No. 41 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: none.

Absent and not voting: Barnard, Fry, McDonnell, McElwain, Nixon, Peters, Pierce, Taylor. Total 8.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

House Bill No. 54 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: none.

Absent and not voting: Fry, McDonnell, Marsenich, Nixon, Peters, Pierce, Sagunsky, Seifert, Taylor. Total 9.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, Van Dyke. Total 6.

House Bill No. 55 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Haines (Prairie), Hancock, Hanson, Hess, Higgins, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, MacDonald, McAndrews, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Leuthold, Mr. Speaker. Total 65.

Noes: Armstrong, Broeder, Brownfield, Gleed, Goffena, Haines (Flathead), Haines (Missoula), Hawks, Hilger, Hughes, Phillips, Powell, Purdy, Sales, Sippel. Total 15.

Absent and not voting: Fry, McDonnell, Marsenich, Nixon, Peters, Pierce, Seifert, Taylor. Total 8.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

House Bill No. 56 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Prairie), Hancock, Hanson, Hess, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: Armstrong, Broeder, Brownfield, Gleed, Haines (Flathead), Haines (Missoula), Hawks, Hilger, Hughes, Phillips, Pierce, Powell, Sippel, Watkins. Total 14.

Absent and not voting: Higgins, McDonnell, Marsenich, Nixon, Peters, Taylor. Total 6.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, Van Dyke. Total 6.

House Joint Memorial No. 2 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Haines (Flathead), Haines (Prairie), Haines, (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Graybill, McDonnell, Nixon, Peters, Taylor. Total 5.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Parker of Wibaux in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 6 be amended by striking out all of Section 3, and as so amended do pass.

That House Bill No. 7 be amended by striking out all of Section 4, and as so amended do pass.

That House Joint Memorial No. 4 do pass.

That House Bill No. 14 do pass.

That House Bill No. 68 do pass.

That House Joint Resolution No. 1 do pass.

PARKER, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 6, 7, 14, 68, and House Joint Resolution No. 1.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 40, 69, and Substitute House Bill No. 22, beg

leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 123, introduced by Smith, Sykes, Graybill, Tobin (Lewis & Clark), Totten: A bill for an act entitled: "An Act to Amend Section 11-1831, Revised Codes of Montana of 1947, Relating to Days Off Duty Without Loss of Compensation for Members of the Police Force of Cities of First and Second Class; and Providing That Each Member Shall be Given One (1) Day Off Duty in Each Six (6) Day Period Without Loss of Compensation." Referred to Committee on Affairs of Cities.

House Bill No. 124, introduced by Higgins and Nixon: A bill for an act entitled: "An Act to Amend Section 80-108 Revised Codes of Montana, 1947, Relating to the Admission of Non-Resident Children to the School for the Deaf and Blind and Advance Payment of Costs and Repealing the Provisions That Indian Children Who Are Wards of the United States Shall be Admitted to Such School on the Same Terms as Non-Residents and Providing for Reimbursement to Said School From the Federal Government." Referred to Committee on State Boards and Institutions.

THIRD READING OF HOUSE BILLS

The following, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 6 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McElwain, Mahoney, Marsenich, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Purdy, Regan, Rieder, Rimel, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Wilson, Mr. Speaker. Total 66.

Noes: Brownfield, Goffena, MacDonald, McDonnell, Michels, Phillips, Powell, Ringling, Watkins. Wetzsteon, Wood. Total 11.

Absent and not voting: Clowes, Fry, Gleed, Hawks, Hughes, Juedeman, Nixon, Reed, Sagunsky, Taylor, Wiedman. Total 11.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

House Bill No. 7 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Johnson (Granite), Johnson (Silver Bow), McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Wilson, Mr. Speaker. Total 65.

Noes: Brownfield, Goffena, Hilger, Iten, Leuthold, MacDonald, McDonnell, Phillips, Powell, Watkins, Wetzsteon, Wood. Total 12.

Absent and not voting: Clowes, Dwyer, Fry, Gleed, Hawks, Hughes, Juedeman, Nixon, Pfohl, Taylor, Wiedman. Total 11.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

House Bill No. 14 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 80.

Noes: none.

Absent and not voting: Clowes, Dwyer, Fry, Gleed, Hughes, Juedeman, Pfohl, Wiedman. Total 8.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

House Bill No. 68 failed to pass by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Beck, Bricker, Broeder, Cerovski, Fulton, Gebhardt, Gershmel, Goffena, Graybill, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Higgins, Hilger, Iten, Johnson (Granite), Norby, Omholt, Purdy, Regan, Rieder, Sagunsky, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Lewis & Clark), Totten, Wetzsteon. Total 37.

Noes: Barnard, Barrett, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Emmons, Goodgame, Goodwin, Haines (Missoula), Hawks, Hess, Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Rimel, Ringling, Sales, Sippel, Tange, Taylor, Tobin (Silver Bow), Toole, Walton, Watkins, Wilson, Wood, Mr. Speaker. Total 45.

Absent and not voting: Clowes, Fry, Gleed, Hughes, Juedeman, Wiedman. Total 6.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

House Joint Resolution No. 1 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hancock, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel,

Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 77.

Noes: none.

Absent and not voting: Clowes, Fry, Gleed, Hughes, Juedeman, Nixon, Phillips, Sax, Taylor, Watkins, Wiedman. Total 11.

Excused: Crist, Dempsey, Gunderson, Hansen, Loughran, VanDyke. Total 6.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 15, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 2:22 o'clock p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

Report adopted.

A motion was made by O'Connor, duly seconded and carried, that the House recess until Tuesday, January 27, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTY-THIRD LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 27, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Anderson, Barrett, Dempsey, Gleed, Gunderson, Hansen, Hawks, Rimel, VanDyke, Wiedman, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-second legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 52, 72, 89, and 90, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Joint Memorial No. 4.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial No. 3, respectfully report as follows: That House Joint Memorial No. 3

be amended as follows: That in paragraph four, line nineteen, the word "similar" be inserted after the word "provide" and that this memorial as amended do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 18, respectfully report as follows: That House Bill No. 18 do pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 65, respectfully report as follows: That House Bill No. 65 be amended: in Section 4, line 19, by striking out the word "July" and inserting in lieu thereof the word "April." By striking out in line 21 the word "July" and inserting in lieu thereof the word "April." To be further amended: by striking out in Section 4, line 22, the word "months" and inserting in lieu thereof the words "quarter years." To be further amended: by striking out in line 23, Section 4, the word "months" and inserting in lieu thereof the words "quarter years." That it be further amended: by striking out at the end of line 23, Section 4, the word "If" and striking out all of lines 24, 25, and 26, and that as amended do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 86, respectfully report as follows: That House Bill No. 86 be referred to the Committee on Military Affairs.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 58, respectfully report as follows: That House Bill No. 58 be amended by striking out Section 2 in its entirety; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 42, respectfully report as follows: That House Bill No. 42 do not pass.

McELWAIN, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Cerovski, duly seconded and carried, that consideration of Substitute House Bill No. 22 be passed for the day.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 125, introduced by Dwyer: A bill for an act entitled: "An Act Relating to Pleadings in Civil Actions, Authorizing the Adoption by Reference of Statements in a Pleading in Other Parts Thereof." Referred to Committee on Judiciary.

House Bill No. 126, introduced by Barnard: A bill for an act entitled: "An Act to Amend Section 8 of Chapter 199, Laws of 1949, Relating to the Distribution of Funds and Reports to be Required for the State Public School Equalization Fund, to Provide for a Limit on the Amount That

Any School District May Receive From the State Public School Equalization Fund." Referred to Committee on Education.

House Bill No. 127, introduced by Anderson and Regan: A bill for an act entitled: "An Act to Amend Section 11-1821, Revised Codes of Montana, 1947, as Amended by Section 1, Chapter 69, of the Session Laws of the Thirty-second Legislative Assembly, 1951, Relating to Payment of Police Reserves and Providing That in Any Event, Upon the Death of Any Policeman or Any Officer of Any City or Town His Surviving Dependent Widow Shall be Paid From the Police Reserves Fund a Sum Equal to One-Half the Salary Such Policeman or Officer Was Receiving During a Stipulated Period." Referred to Committee on Affairs of Cities.

House Bill No. 128, introduced by McElwain: A bill for an act entitled: "An Act to Amend Section 15-801 of the Revised Codes of Montana of 1947, Relative to the Powers of Corporations Heretofore or Hereafter Organized Under Any of the Laws of the State of Montana, Whether Formed and Existing Before or After the Taking Effect of the Codes on July 1, 1895, Authorizing the Furnishing or Granting of Pensions, Insurance, Stock Purchase Options and Profit Sharing to Employees, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 129, introduced by Sagunsky and Sippel: A bill for an act entitled: "An Act to Amend Section 82-806, Revised Codes of Montana, 1947, by Providing That the State Apiarist Shall Have the Power to Inspect Apiaries; and to Amend Section 82-807, Revised Codes of Montana, 1947, Relating to Registration of Bee Locations by Providing for Forfeiture of Locations Under Certain Circumstances and by Providing for Seizure of Diseased Equipment and by Providing for the Sale or Transfer of Bee Locations; and to Amend Section 82-809, Revised Codes of Montana, 1947, Relating to the Inspection of Used Beekeeping Equipment Transported Into the State by Providing for Certification of the Same as Disease-Free and by Providing for Quarantine of Such Equipment; and Providing That This Act Shall be in Full Force and Effect From and After Its Passage and Approval." Referred to Committee on Agriculture, Dairying, and Horticulture.

House Bill No. 130, introduced by Emmons, Norby, Reed, McAndrews: A bill for an act entitled: "An Act to Provide for the Issuance of Identification Cards to All Persons Attaining the Age of Twenty-One (21) Years; Fixing the Fee Therefor; Providing That the County Clerk and Recorder Accept Applications and Forward the Same to the Montana Liquor Control Board Who Shall Issue Such Identification Cards to Qualified Applicants; Providing for and Defining the Data Which Such Cards Shall Contain; Providing for Penalties for the Violation of the Provisions of the Act; Providing Effective Date of Act; and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Liquor Control.

THIRD READING OF HOUSE BILLS

House Joint Memorial No. 4, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder,

Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker, and Goodgame. Total 80.

Noes: none.

Absent and not voting: Nybo, Phillips, Sagunsky, Taylor. Total 4.

Excused: Anderson, Barrett, Dempsey, Gleed, Gunderson, Hansen, Hawks, Rimel, VanDyke, Wiedman. Total 10.

CONSIDERATION OF GENERAL ORDERS

A motion was made by O'Connor, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders.

Johnson of Granite in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 40 do pass.

That House Bill No. 69 be amended in Section 1 by striking out in line 3 of said section in the printed bill the words "for a period of" and inserting in lieu thereof the words "for the purpose of voting, for a reasonable period not exceeding"; and be further amended in Section 2 by inserting between lines 5 and 6 of said Section 2 in the printed bill the following: "or any employee who shall obtain or attempt to obtain time off to vote who has already voted by an absent voter's ballot or who is not eligible to vote or who after obtaining time off to vote does not do so or takes an unreasonable period of time in voting,"; and be further amended in the title by striking out in line 5 of the title in the printed bill the words "a period of" and inserting in lieu thereof the words "a reasonable period not exceeding" and as so amended do pass.

That House Joint Memorial No. 3 do pass.

JOHNSON (Granite), Chairman.

Report adopted.

A motion was made by O'Connor, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 40 and House Joint Memorial No. 3.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 75, respectfully report as follows: That House Bill No. 75, do pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 76, respectfuly report as follows: That House Bill No. 76 do pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security having had under consideration House Bill No. 77, respectfully report as follows: That House Bill No. 77 do pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 109, respectfully report as follows: That House Bill No. 109 do pass.

PHILLIPS, Chairman.

Report adopted.

MESSAGE FROM SENATE

January 27, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 23 by Committee on Mines and Mining.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 131, introduced by Pfohl: A bill for an act entitled: "An Act to Amend Section 91-404 of the Revised Codes of Montana, 1947, Relating to Succession; Providing That Illegitimate Children Inherit in Certain Events; Providing That the Issue of All Marriages Null in Law or Dissolved by Divorce, or Where Marriage is Annulled, Are Legitimate; Repealing Section 48-204, Revised Codes of Montana, 1947, and All Other Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

House Bill No. 132, introduced by Fulton and Brownfield: A bill for an act entitled: "An Act Amending Section 84-4905 of the Revised Codes of Montana, 1947, Relating to Income Taxation, Methods of Reporting Income, the Use of Inventories in Determining Income and Relating to Final Closing Return of Decedents, Providing for Recognition of Cash Basis as a Proper Method of Accounting for Livestock Growers, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

House Bill No. 133, introduced by Brownfield: A bill for an act entitled: "An Act Amending Section 79-902, Revised Codes of Montana, 1947, Granting Authority to the State Board of Examiners to Authorize Expenditures to be Made or Liabilities to be Incurred in Any Fiscal Year by Educational Institutions, State Institutions, Departments, Boards, Commissions or Bureaus to Meet Unforseen and Unanticipated Emergencies; Providing for Written Applications for Such Authorization to be Made by Such Institutions, Departments, Boards, Commissions and Bureaus, and Specifying the Contents of Such Applications; Limiting the Aggregate

Total Amount of Such Emergency Expenditures, Inclusive of All Liabilities to be Incurred, to a Maximum of One Hundred Fifty Thousand Dollars ($150,000.00) in Any Fiscal Year; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Appropriations.

House Bill No. 134, introduced by Pfohl and Armstrong: A bill for an act entitled: "An Act Providing for Appointment of an Interim Committee to Revise and Recodify the Montana Fish and Game Laws, Known as Title 26, Revised Codes of Montana, 1947, and All Acts Amendatory Thereto." Referred to Committee on Fish and Game.

THIRD READING OF HOUSE BILLS

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

House Bill No. 40 was passed by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow) Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 78.

Noes: none.

Absent and not voting: Arnold, Bricker, Clowes, Crist, Fry, Hughes, Smith. Total 7.

Excused: Barrett, Dempsey, Gunderson, Hansen, Hawks, Rimel, VanDyke, Wiedman, and Gleed. Total 9.

House Joint Memorial No. 3 was passed by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Toole, Totten, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Arnold, Goffena. Total 2.

Absent and not voting: Bricker, Clowes, Crist, Fry, Hughes, Phillips, Smith, Taylor, Tobin (Lewis & Clark). Total 9.

Excused: Barrett, Dempsey, Gleed, Gunderson, Hansen, Hawks, Rimel, VanDyke, Wiedman. Total 9.

A motion was made by O'Connor, duly seconded and carried, that the House adjourn until Wednesday, January 28, 1953, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTY-FOURTH LEGISLATIVE DAY

House of Representatives
Helena. Montana
January 28, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Dempsey, Gleed, Hansen, McElwain, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-third legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 69.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker, We, your Committee on Printing, to whom were referred House Bills Nos. 38, 57, 61, 70, 78, and 104, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 23.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 23 introduced by me and find the same to be correct.

JOHNSON (Granite).

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 39, respectfully report as follows: That House Bill No. 39 do not pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 129, respectfully report as follows: That House Bill No. 129 do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 50, respectfully report as follows: That House Bill No. 50 be amended as follows: That Section 4 of the original bill be struck out entirely, and as so amended do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 59, respectfully report as follows: That House Bill No. 59 do not pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 115, respectfully report as follows: That House Bill No. 115 do not pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 116, respectfully report as follows: That House Bill No. 116 do not pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 45, respectfully report as follows: That House Bill No. 45 be amended as follows: in Section 5, line 19, on page 17 of the original bill after the words "section 35-143." by striking out "." and by adding "; but in no case shall the amount of funds invested in first mortgages, as herein provided for, exceed thirty percent (30%) of all funds to be invested." And as amended do pass.

REED, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

January 28, 1953.

Speaker of the House of Representatives
Helena, Montana

Dear Sir: I have the honor to advise you that I have this day approved House Bill No. 15, by Pfohl and Walton,

"An Act to repeal Section 26-311 of the Revised Codes of Montana of 1947, relating to the open season for elk in Park County and authority of Fish and Game Commission to shorten the season."

Respectfully,
J. HUGO ARONSON,
Governor.

The Speaker signed House Bill No. 23 in open session.

MOTIONS AND RESOLUTIONS

A motion was made by O'Connor, duly seconded and carried, that Substitute House Bill No. 22 be taken from General Orders and re-referred to Committee on Ways and Means.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 135, introduced by Walton and Peters: A bill for an act entitled: "An Act to Amend Section 32-314, Revised Codes of Montana, 1947, Relating to Inspection of Highways and Construction Work—Compensation, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

House Bill No. 136, introduced by Walton and Peters: A bill for an act entitled: "An Act to Amend Section 16-912, Revised Codes of Montana, 1947, as Amended by Chapter 100 of the Thirty-second Legislative Assembly of the State of Montana, 1951, Relating to Compensation and Mileage of Members of Boards of County Commissioners, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

House Bill No. 137, introduced by Sagunsky, Sax, Beck: A bill for an act entitled: "An Act to Amend Section 53-106 of the Revised Codes of Montana, 1947, Relating to Number Plates." Referred to Committee on Highways and Highway Transportation.

House Bill No. 138, introduced by Emmons, Steel, Iten, Durkee, Hess, Cavanaugh: A bill for an act entitled: "An Act Prohibiting Employers From Requiring Employees or Applicants for Employment to Pay the Cost of Medical Examinations and Records Thereof as a Condition of Employment and Prescribing Penalties for the Violation Thereof." Referred to Committee on Labor.

House Bill No. 139, introduced by Babcock, O'Connor, Beck, Juedeman: A bill for an act entitled: "An Act to Amend Sections 53-114, 53-121 and 53-129, Revised Codes of Montana, 1947, Relating to Registration of Motor Vehicles to Provide for the Registration of All Motor Vehicles; to Provide for Proportional Registration in This State of Fleets of Two or More Vehicles Engaged in Interstate Commerce; to Authorize the Registrar of Motor Vehicles to Enter Into Reciprocal Agreements or Make Declaration as to Reciprocity Providing for Compliance With the Registration Requirement of Vehicles Between the Various States, Territories, the District of Columbia, Foreign Countries or Provinces; and Repealing All Acts or Parts of Acts in Conflict Therewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 140, introduced by Higgins and Nixon: A bill for an Act entitled: "An Act Amending Section 71-211, Revised Codes of Montana Relating to the State Welfare Board Acting as the Agent of the Federal Government in Matters of Public Welfare and in the Administration of Any Federal Funds Granted to the State to Aid in the Purposes and Functions of the State Department and Providing for the Federal Government to Reimburse Counties in Lieu of Taxes on Trust Lands Held by Indians Where the County Grants General Relief to Ward Indians." Referred to Committee on Social Security.

House Bill No. 141, introduced by Wood (on request): A bill for an act entitled: "An Act to Provide for the Establishment of Secondary "A" and Secondary "B" Highways by the State Highway Commission; to Provide For Rules and Regulations for the Establishment and Maintenance Thereof; to Provide for the Division of the Secondary Highway Funds Between Secondary "A" and Secondary "B" Highways; Giving Authority to the State Highway Commission to Fix the Standards of Secondary Highways; and Providing for the Expenditure of the Moneys Allocated to the Secondary "A" Highways Fund in Accordance With Rules Based on the Incompleted Mileage of Said Highways at the Beginning of Any Fiscal Year." Referred to Committee on Highways and Highway Transportation.

House Bill No. 142, introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An Act to Amend Section 5-905 of the Revised Codes of Montana, 1947, to Fix the Amount of Fees to be Paid by Cities and Towns of the State of Montana, for Examinations." Referred to Committee on Ways and Means.

House Bill No. 143, introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An Act to Amend Section 5-904 of the Revised Codes of Montana, 1947, to Alter the Scale of Payments to be

Made to the State Treasurer for Examinations Based Upon Taxable Valuations of County Property." Referred to Committee on Ways and Means.

House Bill No. 144, introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An Act to Amend Section 5-906 of the Revised Codes of Montana, 1947, to Fix the Scale of Fees for Examinations to be Paid by County Free High Schools on the Basis of Student Registration." Referred to Committee on Ways and Means.

House Bill No. 145, introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An Act to Amend Subsection Three of 11-1923, of the Revised Codes of Montana, 1947, as Previously Amended by Chapter 39 of the Session Laws of 1947, Relating to the Schedule of Fees to be Paid to the State Treasurer for Examinations of the Accounts of the Fire Department Relief Association." Referred to Committee on Ways and Means.

THIRD READING OF HOUSE BILLS

House Bill No. 69, having been read three several times, history and title agreed to, failed to pass by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines, (Missoula), Hancock, Hess, Higgins, Johnson, (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Parker, Peters, Reed, Regan, Rieder, Rimel, Ringling, Schiltz, Sykes, Tange, Tobin (Silver Bow), Toole, Totten, Wood. Total 42.

Noes: Armstrong, Arnold, Atkinson, Babcock, Broeder, Brownfield, Crist, Fry, Fulton, Gebhardt, Haines (Flathead), Haines (Prairie), Hanson, Hilger, Hughes, Iten, Johnson (Granite), Leuthold, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Pfohl, Phillips, Pierce, Powell, Purdy, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Taylor, Tobin (Lewis & Clark), Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 44.

Absent and not voting: Dwyer, Goffena, Hawks, Nixon. Total 4.

Excused: Dempsey, Gleed, Hansen, VanDyke. Total 4.

Pairs were recorded as follows: Beck voting Aye and McElwain voting No.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the following rules: Each speaker upon any motion be limited to five minutes; no member to speak more than once on any motion, except that the maker of any motion be permitted to speak an additional five minutes on rebuttal.

Emmons of Deer Lodge in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That the enacting clause of House Bill No. 52, be stricken.

That House Bill No. 72 do pass.

That House Bill No. 89 do pass.

That House Bill No. 90 do pass.

EMMONS, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills No. 72, 89, 90.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 108, respectfully report as follows: That House Bill No. 108 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 118, respectfully report as follows: That House Bill No. 118 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 134, respectfully report as follows: That House Bill No. 134 be amended in line 8 of the original bill by striking out the words "and constructive," and as amended do pass.

ARMSTRONG, Chairman.

MESSAGES FROM SENATE

January 28, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Bill No. 7 by Larson et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 8 by Schiltz and Pfohl.

House Bill No. 31 by Regan et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that House Bill No. 29 was this day recommended for non-concurrence by the Judiciary Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 146, introduced by Toole, Reed: A bill for an act entitled: "An Act to Amend Section 10-622, of the Revised Codes of Montana, 1947, as Amended by Chapter 27 of the Session Laws of the State of Montana, 1951, Providing for an Increase in the Maximum Salary Which Can be Paid to the Chief Probation Officer and Further Providing for An Increase in the Maximum Salary Which Can be Paid to Deputy Probation Officers, Providing for an Effective Date of This Act and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 147, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act to Amend Title 91, Section 4425 (91-4425) of the Revised Codes of Montana, 1947, Relating to Inheritance Tax of Non-Residents and Issuing Consents to Transfer Property, by Requiring the Payment of a Five Dollar ($5.00) Fee for Each Consent." Referred to Committee on Ways and Means.

House Bill No. 148, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act to Amend Section 84-5403 of the Revised Codes of Montana, 1947, as Amended by Chapter 57, Laws of the Thirty-Second Legislative Assembly, Relating to the Computation of the Net Proceeds Tax on Mining Operations by Providing That Moneys Expended by Coal Mine Operators for Payments to Miners' Welfare and Retirement Funds When Provided for in Wage Contracts Between Operators and Employees Shall be Included Among the Costs to be Computed in Determining Net Proceeds of Operations." Referred to Committee on Ways and Means.

House Bill No. 149, introduced by Smith and Haines (Missoula): A bill for an act entitled: "An Act to Amend Section 25-306 of the Revised Codes of Montana of 1947, As Amended by Chapter 175 of the Session Laws of Montana, 1949, Relating to Salaries of Justices of the Peace in Certain Townships and Providing for An Increase in Such Salaries." Referred to Committee on Townships and Counties.

House Bill No. 150, introduced by Nybo and Omholt: A bill for an act entitled: "An Act to Amend Chapter 204 of the Laws of the Thirty-Second Legislative Assembly of the State of Montana, Known as the Motor Vehicle, Safety Responsibility Act, by Amending Section 1, Sub-Section 9, Defining 'Operator'; Section 2, Sub-Section (B) Relating to the Salary of the Executive Assistant; Section 7, Sub-Section 3, Relating to Suspension of Registration or Non-Resident's Operating Privilege; Section 17, Relating to Proof Required Upon Certain Convictions, Sub-Division (A) and (D); Section 31 Relating to the Surrender of License and Registration, and Adding to Section 32 a New Sub-Section (E) Relating to Penalties Affecting an Unlicensed Operator or Owner of a Motor Vehicle; Repealing All Acts and Parts of Acts in Conflict Herewith and Providing for the Effective Date of This Act." Referred to Committee on Highways and Highway Transportation.

House Bill No. 151, introduced by Juedeman, O'Connor, Dwyer: A bill for an act entitled: "An Act to Amend Section 80-210 of the Revised Codes of Montana, 1947, Pertaining to the Admission of Patients to Montana State Tuberculosis Sanitarium and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 152, introduced by O'Connor: A bill for an act entitled: "An Act to Amend Sections 11-2008 and 11-2010 Revised Codes of Montana, 1947, Relating to the Creation, Government, Equipment of Rural Fire

Districts; to Provide for the Dissolution and Change of Boundaries of Such Fire Districts; to Provide for the Entering Into Contracts Between Such Fire Districts and City and Town Councils for Mutual Fire Protection; to Provide for a Special Tax Levy to Operate Such Fire Districts, and to Provide for Special Bond Issues to Supply Fire Protection Facilities in Rural Fire Districts." Referred to Committee on Townships and Counties.

Senate Bill No. 7, introduced by Larson, Tibbals, McQuitty, Mackay, Worden: A bill for an act entitled: "An Act Relating to Review of Federal Aid Administrative Budgets; Providing for Submission of a Budget of Contemplated Expenditures for Administrative Purposes of all State Agencies, Departments or Institutions Entrusted With the Administration of Such Aid Through the State Controller to the Legislative Assembly for Approval; Providing That if the Legislative Assembly is not in Session the Approval of the Governor Shall be Obtained Before Submission to the Appropriate Federal Agency; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

THIRD READING OF HOUSE BILLS

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

House Bill No. 72 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: none.

Absent and not voting: Barnard, Crist, Juedeman, Omholt, Rieder, Taylor. Total 6.

Excused: Dempsey, Gleed, Hansen, McElwain, VanDyke. Total 5.

House Bill No. 89 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: none.

Absent and not voting: Barnard, Crist, Juedeman, Norby, Omholt, Taylor. Total 6.

Excused: Dempsey, Gleed, Hansen, McElwain, VanDyke. Total 5.

House Bill No. 90 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: none.

Absent and not voting: Barnard, Crist, Juedeman, Norby, Omholt, Taylor. Total 6.

Excused: Dempsey, Gleed, Hansen, McElwain, VanDyke. Total 5.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Thursday, January 29, 1953, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTY-FIFTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 29, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Atkinson, Dempsey, Gleed, Hansen, Leuthold, Rieder, VanDyke, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-fourth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 23, do hereby report that said bill together with a copy thereof, signed by the Speaker of the House and President of the Senate was this day, at the hour of 2:35 o'clock, p. m. delivered to the Governor for his approval.

HUGHES, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 18, 58, 65, 75, 76, and 77, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, respectfully report the following changes in the status of attaches:

From Proof Reader to Typist.....Catherine Totten
To Stenographer Delores Smith

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 142, respectfully report as follows: That House Bill No. 142 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 143, respectfully report as follows: That House Bill No. 143 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 144, respectfully report as follows: That House Bill No. 144 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 145, respectfully report as follows: That House Bill No. 145 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 147, respectfully report as follows: That House Bill No. 147 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 21, respectfully report as follows: That House Bill No. 21 be amended in Section 1, line 29, by striking after the word "States" the period and adding the following: "and who has not been a resident of the State of Montana for at least one (1) year immediately preceding the filing of the application for license." And as amended do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 48, respectfully report as follows: That House Bill No. 48 do not pass and that Substitute House Bill 48, a bill for an act entitled: "An act to Amend Section 81-1702 of the Revised Codes of Montana of 1947, Relating to State Oil and Gas Leases, the Area to be Leased, Limitations, terms of Leases, and Agreements for the Pooling of Acreage With Others for Unit Operations for the Production of Oil or Gas or Both, and Extension of Time for Development; to Amend Section 81-1705 of the Revised Codes of Montana of 1947, Relating to Report of Lessees; to Amend Section 81-1808 of the Revised Codes of Montana of 1947, Relating to Amendment of Existing State Oil and Gas Leases; and Repealing All Acts and Parts of Acts in Conflict Herewith." do pass.

SALES, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

It was moved by Marsenich, duly seconded, that House Bill No. 63 be taken from the Committee on Fish and Game and be printed and placed on General Orders.

On substitute motion, it was moved by McElwain, duly seconded, that the Committee on Fish and Game be given additional seven (7) days from this date for consideration of House Bill No. 63.

It was moved by Marsenich, duly seconded, that the substitute motion be tabled, which motion was lost.

Thereupon the Substitute motion was brought to a vote, which motion was passed.

A motion was made by McElwain, duly seconded and carried, that House Bill No. 38 on General Orders be passed for the day.

A motion was made by Reed, duly seconded and carried, that House Bill No. 45 be re-referred to the Committee on Education from the printing Committee.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 153, introduced by Committee on Fish and Game: A bill for an act entitled: "An Act to Amend Section 26-128 of the Revised Codes of Montana, 1947, Relating to the Posting and Publication of Orders, Rules, and Regulations of the Fish and Game Commission." Referred to Committee on Fish and Game.

House Bill No. 154, introduced by Committee on Fish and Game: A bill for an act entitled: "An Act to Amend Section 26-201 of the Revised Codes of Montana, 1947, as Amended by Chapter II of the Laws of 1951 Relating to Definitions, to Include Bison or Buffalo on the Game Animal List and to Remove Raccoon From the Game Animal List." Referred to Committee on Fish and Game.

House Bill No. 155, introduced by Committee on Fish and Game: A bill for an act entitled: "An Act to Amend Section 26-301 of the Revised Codes of Montana, 1947, Relative to the Restrictions of Manner of Taking and Possessing Fish and Game and Powers of the Commissions Relating Thereto, to Repeal Provisions in Paragraph Five (5) Relating to Catching Fish in the Yellowstone, Missouri, Kootenai, Powder River, Little Powder, Little Missouri Rivers and Box Elder Creek in Carter County, Beaver Creek in Wibaux County, O'Fallon Creek in Fallon County and Certain Other Streams, and to Authorize the Commission to Designate Streams Where Set Lines May be Used to Catch Game or Non-Game Fish." Referred to Committee on Fish and Game.

House Bill No. 156, introduced by Seifert: A bill for an act entitled: "An Act Validating Sales of Carey Act Lands and Water Rights Appurtenant Thereto, or of Carey Act Lands and Water Rights Appurtenant Thereto and Other Lands and Water Rights Appurtenant Thereto, Made Prior to January 1, 1943, Under Judgment or Decree of Foreclosure." Referred to Committee on Irrigation and Water Conservation.

House Bill No. 157, introduced by Seifert: A bill for an act entitled: "An Act Validating Patents Heretofore Issued by the State of Montana Under the Carey Act to Any Entryman or to Any Person, Company of Persons, Association or Incorporated Company, Including the Lien Holder Whoever He, They or It May Be, Who Had Prior to the Issuance of Patent Purchased Such Land at Sheriff's Sale and Who Had Acquired

Sheriff's Deed Therefor or Who Had Acquired the Land by Conveyance From the Entryman (In Lieu of Foreclosure), and Providing That Such Patent Shall be Conclusive Evidence That All Requirements Under the Carey Act Have Been Performed by a Bona Fide Carey Act Entryman Prior to the Issuance of Patent." Referred to Committee on Irrigation and Water Conservation.

House Bill No. 158, introduced by Rimel (by request): A bill for an act entitled: "An Act Relating to Restoration to Capacity of a Person Who Has Been Declared Insane or Incompetent; Providing That a Certificate From a State Hospital for the Insane, or a Hospital or Facility of the Veterans Administration Filed With the Clerk of the District Court of the County From Which Said Person Was Committed Shall Have the Same Force and Effect as a Judgment of Restoration to Capacity; and Providing That the Clerk Shall File and Index It and no Fee Shall be Charged for So Doing." Referred to Committee on Judiciary.

House Bill No. 159, introduced by Walton, McAndrews, Sippel: A bill for an act entitled: "An Act to Amend Section 75-4231 of the Revised Codes of Montana of 1947, as Amended by Section 2, Chapter 106, Laws of Montana, 1951, Relating to the Letting of Contracts by School Trustees With and Without Advertising for Bids." Referred to Committee on Education.

House Bill No. 160, introduced by Sykes: A bill for an act entitled: "An Act to Amend Section 4-333 of the Revised Codes of Montana of 1947, Relating to the Qualifications of Retail Licensee; Under the Montana Beer Act Relating to the Number of Licenses and Restricting Licenses for Off-Premises Consumption; Prohibiting Off-Premises Consumption Sales at a Price in Excess of 25% Above Cost; Defining Cost." Referred to Committee on Liquor Control.

House Bill No. 161, introduced by Graybill: A bill for an act entitled: "An Act to Amend Sections 11-726 and 11-728 of the Revised Codes of Montana, 1947, and Sections 11-725, 11-729 and 11-731 of the Revised Codes of Montana, 1947, as Amended by Chapter 115 of the Laws of the Thirty-Second Legislative Assembly, 1951, Pertaining to the Salaries and Qualifications of Mayor, Aldermen, City Attorney, City Clerk, Police Judge and City Treasurer, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Affairs of Cities.

House Bill No. 162, introduced by Graybill: A bill for an act entitled: "An Act to Amend Section 11-1604 of the Revised Codes of Montana, 1947, Relating to When Judge or Police Court Cannot Act, to Provide for Calling in Justice of the Peace or Qualified Elector to Act, and Repealing All Acts or Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 163, introduced by Committee on Liquor Control: A bill for an act entitled: "An Act to Amend Certain Sections of Chapters 1, 2 and 4 of Title 4 of the Revised Codes of Montana, 1947, by Eliminating Therefrom Those Provisions Relating to State Liquor Stores, State Vendors and the Permit System, and by Providing That the Montana State Liquor Control Board Shall be the Wholesale Liquor Monopoly, and That Retail Liquor Sales Shall be Made by Retail Liquor Licensees of the Board, and by Delegating to the Board the Right to Fix Wholesale and Retail Prices of Liquor, and to Fix a Maximum Retail Selling Price, and, Specifically, to Amend and Repeal the Following Listed Statutes of the Revised Codes of Montana, 1947: To Amend Section 4-101, R. C. M., 1947, as Amended by the Session Laws of 1951, Relating to Declaration of Policy and Matters of Regulation Under the State Liquor Control Act by Providing the Scope of Control of the Board; to Amend Section 4-102, R. C. M., 1947, as Amended by the Session Laws of 1951, by Defining the Terms Used in the State Liquor Control Act of Montana; to Amend Sec-

tion 4-107, R. C. M., 1947, as Amended by the Session Laws of 1951, by Providing That the Board Shall Have General Control of the Warehouses of the Board and May Delegate the Same to the State Liquor Administrator; to Amend Section 4-108, R. C. M., 1947, as Amended by the Session Laws of 1951, by Eliminating Therefrom Any Reference to State Vendors and Their Salaries; to Amend Section 4-112, R. C. M., 1947, by Setting Forth the Functions, Powers and Duties of the Board; to Amend Section 4-113, R. C. M., 1947, by Providing What Regulations May be Made by the Board and the Scope Thereof; to Amend Section 4-114, R. C. M., 1947, as Amended by the Session Laws of 1949, by Providing That the Board May Fix the Prices at Which Liquor May be Sold to Retail Liquor Licensees; to Amend Section 4-119, R. C. M., 1947, by Eliminating All Reference to State Stores; to Amend Section 4-122, R. C. M., 1947, by Providing That Liquor May be Carried or Conveyed to and From the Premises of a Retail Liquor Licensee; to Amend Section 4-128, R. C. M., 1947, Relating to Consumption of Liquor by Eliminating Reference to Permits; to Amend Section 4-134, R. C. M., 1947, Relating to Sale of Liquor by Druggists by Eliminating All References to Permits and State Liquor Stores; by Creating a New Section to be Added to Chapter 1 of Title 4, R. C. M., 1947, to be Known as Section 4-135.1, to Provide That Members of the Clergy May Purchase Sacramental Wine in Accordance With Regulations of the Board; to Amend Section 4-136, R. C. M., 1947, by Providing When Physicians May be Allowed to Have and Charge for Liquor; to Amend Section 4-137, R. C. M., 1947, by Providing When Dentists May be Allowed to Have and Charge for Liquor; to Amend Section 4-138, R. C. M., 1947, by Providing When Veterinarians May Have and Charge for Liquor; to Amend Section 4-139, R. C. M., 1947, by Providing When Hospitals and Sanitariums May Have and Charge for Liquor; to Amend Section 4-141, R. C. M., 1947, Relating to Preparations Not Subject to Act by Eliminating Therefrom All Reference to State Liquor Stores; to Amend Section 4-150, R. C. M., 1947, Relating to Lawful Sale of Liquor and Possession Thereof by Providing Liquor Within the State Must be Purchased From a Retail Liquor Licensee; to Amend Section 4-152, R. C. M., 1947, by Providing That Retail Liquor Licensees Shall Sell Liquor Only at the Places and Times Authorized by the Act and the Regulations; to Amend Section 4-157, R. C. M., 1947, Relating to Acquisition of Liquor Under Seal by Providing That All Liquor Packages Must be Sealed With the Official Seal; to Amend Section 4-159, R. C. M., 1947, Relating to Consumption of Liquor in Public Places by Providing When Liquor May be Consumed in a Public Place; to Amend Section 4-160; R. C. M., 1947, by Providing Retail Liquor Licensees Shall Not Sell Any Liquor to Intoxicated Persons; to Amend Section 4-161, R. C. M., 1947, Relating to Age Limit for Sale of Liquor by Eliminating Therefrom All Reference to Vendors and Substituting Retail Liquor Licensee; to Amend Section 4-164, R. C. M., 1947, Relating to Interdicted Persons by Providing That the Same May Not be Found Upon the Premises of Any Retail Liquor Licensee; to Amend Section 4-169, R. C. M., 1947, Relating to Liquor in Hotels by Eliminating Therefrom All Reference to Permits; to Amend Section 4-201, R. C. M., 1947, Relating to Order of Interdiction by Eliminating Therefrom All Reference to Permits; to Amend Section 4-202, R. C. M., 1947, Relating to Order of Interdiction by Eliminating Therefrom All Reference to Permits; to Amend Section 4-203, R. C. M., 1947, Relating to Order of Interdiction by Eliminating Therefrom All Reference to Vendors; to Amend Section 4-204, R. C. M., 1947, Relating to Order of Interdiction by Eliminating Therefrom All Reference to Vendors; to Amend Section 4-211, R. C. M., 1947, Relating to Disposal of Forfeited Liquor by Eliminating Therefrom All Reference to State Liquor Stores; to Amend Section 4-227, R. C. M., 1947, as Amended by the Session Laws of 1949, Relating to Reports to State Examiner by Eliminating Therefrom All Reference to Vendors; to Amend Section 4-228, R. C. M., 1947, Relating to Expenses of Administering Act by Eliminating Therefrom All Reference to State Liquor Stores; to Amend Section 4-229, R. C. M., 1947, Relating to Disposition of Monies by Eliminating

Therefrom All Reference to State Liquor Stores; to Amend Section 4-401, R. C. M., 1947, Relating to Declaration of Policy as to Sale of Liquor Under the Montana Retail Liquor License Act by Setting Forth Such Policy; to Amend Section 4-402, R. C. M., 1947, by Setting Forth the Definitions Used in the Montana Retail Liquor License Act; to Amend Section 4-409, R. C. M., 1947, Relating to Sale of Liquor in Railroad Cars by Eliminating Therefrom All Reference to State Liquor Stores; to Amend Section 4-416, R. C. M., 1947, Relating to Sales of Liquor by the Board and the Price Thereof by Providing That the Board, Except in Certain Instances, Shall Sell Liquor Only to Licensees at the Wholesale Price Fixed by the Board and for Cash and by Providing That the Board Shall Fix and Determine the Maximum Retail Selling Price of All Liquors Sold for Off-Premises Consumption by Licensees; to Amend Section 4-417, R. C. M., 1947, Relating to Excise Liquor Tax by Providing That the Board Shall Charge, Receive and Collect Excise Tax at the Rate of Eight Per Cent (8%) of the Wholesale Selling Price on All Liquor; to Amend Section 4-418, R. C. M., 1947, Relating to Invoices of Sale by Eliminating Therefrom All Reference to State Liquor Stores; to Amend Section 4-419, R. C. M., 1947, Relating to Sale of Liquor Not Purchased From Montana Liquor Control Board by Providing That Licensees Must Purchase All Liquor From the Board and Providing a Penalty for Violation Thereof; to Amend Section 4-421, R. C. M., 1947, by Providing That it Shall be Unlawful for Any Licensee to Sell Liquor for Off-Premises Consumption for a Sum More Than the Maximum Retail Selling Price as Established by the Board; to Amend Section 4-424, R. C. M., 1947, Relating to the Powers of the Board to Make Rules and Regulations by Eliminating Therefrom All Reference to State Liquor Stores; and Repealing Section 4-103, R. C. M., 1947, Relating to the Divisions of the State Liquor Control Act of Montana; and Repealing Section 4-115, R. C. M., 1947, Relating to Vendors; and Repealing Section 4-116, R. C. M., 1947, Relating to Sale of Liquor by Vendors; and Repealing Section 4-117, R. C. M., 1947, Relating to Reduction for Quantity Sales of Liquor; and Repealing Section 4-118, R. C. M., 1947, Relating to Sale by Vendor on Physicians' Prescriptions; and Repealing Section 4-120, R. C. M., 1947, Relating to Consumption of Liquor on Premises of State Store; and Repealing Section 4-121, R. C. M., 1947, Relating to When Sale of Liquor by State Stores is Forbidden; and Repealing Section 4-123, R. C. M., 1947, Relating to Liquor Permits; and Repealing Section 4-124, R. C. M., 1947, Relating to Expiration of Liquor Permits; and Repealing Section 4-125, R. C. M., 1947, Relating to Transfer of Liquor Permits; and Repealing Section 4-126, R. C. M., 1947, Relating to Signature of Applicant for Liquor Permit; and Repealing Section 4-127, R. C. M., 1947, Relating to Limitation of Liquor Permits and Replacement Thereof; and Repealing Section 4-129, R. C. M., 1947, Relating to Suspension or Cancellation of Liquor Permits; and Repealing Section 4-130, R. C. M., 1947, Relating to Duties of Holder of Liquor Permit; and Repealing Section 4-131, R. C. M., 1947, Relating to Vendor Retaining Liquor Permits Presented by Unauthorized Person; and Repealing Section 4-132, R. C. M., 1947, Relating to Issuance of Permits to Forbidden Persons; and Repealing Section 4-133, R. C. M., 1947, Relating to Club Licenses; and Repealing Section 4-162, R. C. M., 1947, Relating to Securing Liquor for Person Whose Permit is Suspended or Cancelled; and Repealing Section 4-165, R. C. M., 1947, Relating to When Application for Permit May be Made After Cancellation; and Repealing Section 4-166, R. C. M., 1947, Relating to Purchase of Liquor Under Unauthorized Permit; and Repealing Section 4-168, R. C. M., 1947, Relating to Permit Holders Purchasing Liquor; and Repealing Section 4-234, R. C. M., 1947, Relating to What Officers May Administer Oaths and May Issue Permits; and Repealing Section 4-422, R. C. M., 1947, Relating to Employees of Board Dealing in Liquor; and Repealing All Acts and Parts of Acts in Conflict Herewith; and Provided That the Invalidity or Unconstitutionality of Any Part of This Act Shall Not Affect the Remainder of This Act." Referred to Committee on Liquor Control.

House Bill No. 164, introduced by McElwain and Armstrong (by request): A bill for an act entitled: "An Act Relating to Game Animals; Empowering the State Fish and Game Commission to Issue Special Permits for the Killing or Taking of Certain Game Animals When Such Animals are Increasing in Number and Damaging Property; Defining the Terms Used in This Act and Repealing Sections 26-601, 26-602, 26-603, and 26-605, of the Revised Codes of Montana, 1947, and All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Fish and Game.

House Bill No. 165, introduced by Goodwin: A bill for an act entitled: "An Act to Amend Section 31-115 of the Revised Codes of Montana, 1947, Relating to the Payment of Court Costs, Fees and Expenses of Counties and Providing Payment of Cost Bill to County Wherein Costs Were Incurred." Referred to Committee on Townships and Counties.

House Bill No. 166, introduced by MacDonald and McElwain: A bill for an act entitled: "An Act Relating to the Creation of the Montana Legislative Council; Declaring the Purposes of This Act; Creating the Montana Legislative Council; and Prescribing the Powers and Duties of Said Montana Legislative Council and Appropriating Funds for the Expenses Thereof." Referred to Committee on Judiciary.

House Bill No. 167, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-1534 of the Revised Codes of Montana, 1947, Providing for the Payment of Necessary Traveling Expenses of the County Superintendent of Schools in the Discharge of Her Duties, Including Attendance at the Annual Meeting of Montana School Boards Association." Referred to Committee on Education.

House Bill No. 168, introduced by McDonnell and Mahoney: A bill for an act entitled: "An Act Authorizing Boards of County Commissioners to Create a Snow Removal Fund by Levy and Assessment of Taxes Therefor; Providing That Such Funds Shall be Used Solely for the Purpose of Operation in the Removal of Snow From County Roads and Highways; Limiting the Amount of Such Fund to the Purposes of the Act; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

House Bill No. 169, introduced by McDonnell and Mahoney: A bill for an act entitled: "An Act Authorizing City and Town Councils to Create a Snow Removal Fund by Levy and Assessment of Taxes Therefor; Providing That Such Funds Shall be Used Solely for the Purpose of Operation in the Removal of Snow From Streets and Alleys; Limiting Expenditures From Such Fund to the Purposes of the Act; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Affairs of Cities.

House Bill No. 170, introduced by McAndrews and Cavanaugh: A bill for an act entitled: "An Act to Amend Section 4-114, Revised Codes of Montana, 1947, as Amended by Chapter 162, of the Laws of the Thirty-first Legislative Asembly, 1949, Relating to the Sale of Liquor by 'State Liquor Stores' and Providing for the Allowance of a Discount of Ten Percentage (10%) of the Gross Amount of a Separate Order, Whenever Such Separate Order Equals or Exceeds Five Hundred Dollars ($500.00), and Prohibiting the Combining of Two of More Orders to Equal Five Hundred Dollars ($500.00)." Referred to Committee on Liquor Control.

Substitute House Bill No. 48, introduced by Committee on Oil and Gas: A bill for an act entitled: "An Act to Amend Section 81-1702 of the Revised Codes of Montana, 1947, Relating to State Oil and Gas Leases, the Area to be Leased, Limitations, Term of Leases, and Agreements for the Pooling of Acreage With Others for Unit Operations for the Production of Oil or Gas, or Both, and Extension of Time for Development; to Amend Section 81-1705 of the Revised Codes of Montana of 1947, Relating

to Report of Lessees; to Amend Section 81-1708 of the Revised Codes of Montana of 1947, Relating to Amendment of Existing State Oil and Gas Leases; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Printing.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under rules of the previous session.

Brownfield of Carter in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 57 do pass.

That House Bill No. 61 do pass.

That House Bill No. 70 do pass.

That House Bill No. 78 do pass.

That House Bill No. 104 be amended in Paragraph 2, Section 1, by striking out in line 19, page 1, of the printed bill after the word "other," the word "then" and inserting in lieu thereof the word "than" and as so amended do pass.

BROWNFIELD, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 8 and 31.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 8 introduced by me and find the same to be correct.

SCHILTZ

I have examined House Bill No. 31 introduced by me and find the same to be correct.

REGAN,

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 109, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 57, 61, 70, 78, and 104.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 121, respectfully report as follows: That House Bill No. 121 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 131, respectfully report as follows: That House Bill No. 131 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 125, respectfully report as follows: That House Bill No. 125 be amended as follows: By striking out Section 3, beginning on line 17 of the original bill, in its entirety; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 64, respectfully report as follows: That House Bill No. 64 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 43, respectfully report as follows: That House Bill No. 43 be amended as follows: Strike out those words beginning with the word "or" after the word "poison" on line 15 of the original bill, and ending with the word "drugs" on line 16 of the original bill, and insert the following in lieu thereof: "or selling, bartering, exchanging, distributing, giving away any narcotic drug"; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 106, respectfully report as follows: That House Bill No. 106 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 25, respectfully report as follows: That House Bill No. 25 do not pass, but that Substitute House Bill No. 25: A bill for an Act entitled: "An Act to Amend Section 84-1818, Revised Codes of Montana, 1947, as Amended by Chapter 168 of the Laws of the Thirty-First Legislative Assembly, 1949, and Chapter 198 of the Laws of the Thirty-First Legislative Assembly, 1949, Relating to Refund of Gasoline License Tax, the Procedure Therefor, Providing for Permits for Filing Claims and Providing a Fee Therefor, and Repealing All Acts and Parts of Acts in Conflict Herewith." do pass.

SAGUNSKY, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that all matters on Third Reading be continued over today.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 171, introduced by Peters and Bricker: A bill for an act entitled: "An Act to Amend Section 10-622 of the Revised Codes of Montana, 1947, Providing for Increased Compensation of Probation Officers and Deputy Probation Officers in Counties of First and Second Class." Referred to Committee on Townships and Counties.

House Bill No. 172, introduced by Taylor: A bill for an act entitled: "An Act to Levy a Tax on Petroleum Products." Referred to Committee on Appropriations.

House Bill No. 173, introduced by Higgins: A bill for an act entitled: "An Act to Amend Section 3-2009, Revised Codes of Montana, 1947, Relating to Offenses and Penalties—Condemnation of Feeds." Referred to Committee on Judiciary.

House Bill No. 174, introduced by Fulton: A bill for an act entitled: "An Act Relating to Exploration for Petroleum Products and Providing for the Filling and Sealing of Exploration Holes and Providing for Penalties for Violation of the Provisions of This Act and Relating to the Powers and Duties of the Oil Conservation Board of the State of Montana." Referred to Committee on Oil and Gas.

House Bill No. 175, introduced by Regan, Steel, Anderson: A bill for an act entitled: "A Bill to Amend Section 84-1802, Revised Codes of Montana, 1947, as Amended by Chapter 202, Laws of the Thirty-first Legislative Assembly, 1949, Relating to the Statements to be filed by Gasoline Dealers with the State Board of Equalization." Referred to Committee on Judiciary.

House Bill No. 176, introduced by Sippel, Omholt, Haines (Flathead), Purdy: A bill for an act entitled: "An Act to Amend Section 26-222 of the Revised Codes of Montana, 1947, Relating to Compensation and Duties of Licensed Agents Selling Fishing and Hunting Licenses; Providing for the Sum of Fifteen Cents (15c) for Each License Issued." Referred to Committee on Fish and Game.

House Bill No. 177, introduced by Omholt, Sippel, Haines (Flathead), Purdy: A bill for an act entitled: "An Act to Amend Section 26-208 of the Revised Codes of Montana, 1947, Relating to Temporary Non-Resident Fishing Licenses; Providing for an Increase of License Fee to the Sum of Three Dollars ($3.00) and Extending the Period of the License to Six (6) Days." Referred to Committee on Fish and Game.

House Bill No. 178, introduced by Steel, Atkinson, Corcoran: A bill for an act entitled: "An Act Providing for the Non-Partisan Nomination and Election of the State Superintendent of Public Instruction and All County Superintendents of Schools; Prescribing the Form and Contents of the Nominating Petitions for Said Offices, the Place of Filing the Same, the Fee Therefor, and the Entry to be Made in the "Register of Candidates for Nomination"; Eliminating Party Designation From the Arrangement and Certification of the Names of Such Candidates; Providing the Method of Preparation and Distribution of Primary Ballots and the Voting, Counting and Canvassing Thereof; Providing the Method of Determining the Nomination of Candidates and the Preparation of Official Ballots for the General Election; Providing for Determination of a Tie Vote by Lot; Prescribing the Method of Filling Vacancies Caused by Death or Disqualification; Making it Unlawful for Political Parties to Endorse Candidates for Such Offices and Making it a Misdemeanor to Participate in Such

Endorsement; Prescribing the Arrangement of Ballots for Voting Machines; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Privileges and Elections.

House Bill No. 179, introduced by Fulton, Hilger, Haines (Prairie), Babcock, Hanson: A bill for an act entitled: "An Act to Amend Sections 93-9902, 93-9903, 93-9908, 93-9911, 93-9912, 93-9915 and 93-9920 of the Revised Codes of Montana of 1947, All Relating to the Right of Eminent Domain, and to Enact Other Provisions Relating Thereto, Said Amendments and Additional Enactments Relating to and Providing for the Condemnation of Sands, Strata and Formations in Land for Use as Underground Gas Storage Reservoirs and Other Property for Use in Connection Therewith." Referred to Committee on Oil and Gas.

House Bill No. 180, introduced by McAndrews: A bill for an act entitled: "An Act to Amend Section 75-3405, Revised Codes of Montana, 1947, As Amended by Chapter 189 of the Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, Relating to Contracts for Transportation of School Children, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Education.

House Bill No. 181, introduced by MacDonald: A bill for an act entitled: "An Act to Amend Section 79-902, Revised Codes of Montana, 1947, Relating to Emergency Expenditures in Excess of Appropriations, Providing for a Careful Study and Examination of the Request by the Legislative Council, and Providing for the Authorization of Such Expenditures by the State Board of Examiners and Further Providing for the Reporting of Such Expenditures by the Said Board to the Legislature and Repealing All Acts in Conflict Herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 182, introduced by Gebhardt: A bill for an act entitled: "An Act to Amend Section 75-4704 of the Revised Codes of Montana, 1947, Providing That School Officers, and Teachers Shall Not Act as Agents, Salesmen or Solicitors, for the Sale of School Books, Maps, Charts, School Library Books, Musical Instruments, Accessories, School Furniture, Etc., and Providing for a Penalty Therefor." Referred to Committee on Education.

Substitute House Bill No. 25, introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An Act to Amend Section 84-1818, Revised Codes of Montana, 1947, as Amended by Chapter 168 of the Laws of the Thirty-first Legislative Assembly, 1949, and Chapter 198 of the Laws of the Thirty-first Legislative Assembly, 1949, Relating to Refund of Gasoline License Tax, the Procedure Therefor, Providing for Permits for Filing Claims and Providing a Fee Therefor, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Printing.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until 10:00 a. m., Friday, January 30, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTY-SIXTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 30, 1953.

House convened at 10:00 a.m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Barrett, Beck, Bricker, Broeder, Dempsey, Fry, Gleed, Haines (Prairie), Hansen, Hawks, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, Michels, Nixon, Nybo, Parker, Pierce, Sagunsky, Sax, Taylor, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-fifth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 45, respectfully report as follows: That the original House Bill No. 45 be amended as follows:

amend by adding after the figures "75-2702" in line 19, of page 1, the words "of this Act" and by underscoring the words "as amended by Chapter 28, Laws of 1949.";

amend on page 2, line 13 and 14, by underscoring the words "as amended by Chapter 28, Laws of 1949,";

amend on page 2, line 23, by adding the words "of this Act" following "75-2705" and underscoring the words "as amended by Chapter 28, Laws of 1949";

amend on page 3, line 19, by adding the word "the" between the words "of" and "compensation.";

amend on page 10, line 11, by underscoring the words "Nineteen hundred forty-seven and";

amend on page 15, line 15, by inserting the word "only" after the word "retirement";

and further amend on page 18, line 4, by adding the words "by him" after the words "shall be made";

and that same as amended do pass.

REED, Chairman.

Report adopted.

The Speaker signed House Bills Nos. 8 and 31 in open session.

MESSAGES FROM THE SENATE

January 29, 1953

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 14 by Larson et al.

Senate Bill No. 22 by Mackay et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Joint Resolution No. 2 by Committee on Irrigation and Water Conservation.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all apropriation measures having been read at length:

House Bill No. 183, introduced by MacDonald, Wiedman, Reed, Hilger: A bill for an act entitled: "An Act to Amend Sections 69-801, 69-802, 69-803, 69-804, 69-805, 69-806, 69-807, 69-808, 69-811 and 69-812 of Chapter 8 of the Revised Codes of Montana, 1947, Relating to the Creation and Supervision of Full-Time County and District Health Departments and Boards and Providing for the Addition to and Withdrawal From Existing Full-Time County and District Health Departments and Boards, Providing for a Treasurer for Such Full-Time Health Departments and Boards, and Providing for Contractual Agreements Between Counties and Such Full-Time Health Departments and Boards." Referred to Committee on Public Health, Morals, and Safety.

House Bill No. 184, introduced by Graybill: A bill for an act entitled: "An Act to Repeal Section 93-100-5 of the Revised Codes of Montana of 1947, Relating to Return by Clerk of District Court of Changes of Names, and for Publication of Such Returns." Referred to Committee on Judiciary.

House Bill No. 185, introduced by Gunderson, O'Connor, Marsenich, Juedeman, Emmons: A bill for an act entitled: "An Act to Amend Section 59-510 (453) of the Revised Codes of Montana of 1947, As Amended by Chapter 22, Laws of 1951, Relating to Office House of Public Officers." Referred to Committee on State Boards and Institutions.

House Bill No. 186, introduced by Gunderson, O'Connor, Marsenich, Juedeman, Emmons: A bill for an act entitled: "An Act to Amend Section 16-2414 (4736), Revised Codes of Montana, 1947, As Amended by Chapter 108, Laws of 1949, Relating to the Hours When Certain County Ofifcers Shall Keep Their Offices Open, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

House Bill No. 187, introduced by Pierce and Anderson: A bill for an act entitled: "An Act to Appropriate the Sum of Fifteen Thousand Dollars for the Purpose of Repayment to Merchants of Trade Stimulators, Who Have Paid the State Board of Equalization, for License Stamps Which Became Valueless and Unlawful When the Supreme Court of Montana Declared Such Trade Stimulators Void, Invalid and Illegal." Referred to Committee on Appropriations.

Senate Joint Resolution No. 2, introduced by Committee on Irrigation and Water Conservation: "A Joint Resolution of the Senate of the Thirty-third Legislative Assembly of the State of Montana, the House Concur-

ring, Commending and Endorsing the Action of the State Water Conservation Board in Filing in the Record of the Waterton-Belly Rivers Reference of January 12, 1948, Before the International Joint Commission a Statement of Position on Behalf of Montana and Further Recommending That the International Joint Commission Expedite Its Recommendation to the Governments of Canada and of the United States." Referred to Committee on Irrigation and Water Conservation.

Senate Bill No. 14, introduced by Larson, Tibbals, Mackay, McQuitty, Worden: A bill for an act entitled: "An Act to Amend Sections 62-301, 62-307, 62-310, 62-311 and 62-314 of the Revised Codes of Montana, 1947; to Abolish the State Park Commission and Transfer the Powers and Duties Thereof to the State Highway Commission; and to Repeal Sections 62-302, 62-303 and 62-313 of the Revised Codes of Montana, 1947." Referred to Committee on State Boards and Institutions.

Senate Bill No. 22, introduced by Mackay, Tibbals, Worden, McQuitty, Larson: A bill for an act entitled: "An Act to Amend Section 87-117 of the Revised Codes of Montana, 1947, to Provide That Appointments to the Unemployment Compensation Commission Shall be Made by and With the Consent of the Senate; that the Two Other Members Shall be Selected by the Governor, One from Each Political Party, for a Term of Four Years Each Provided That the Term of One of Those First Appointed After This Act Takes Effect Shall Be for Two Years." Referred to Committee on State Boards and Institutions.

THIRD READING OF HOUSE BILLS

The following having been read three several times, history and title agreed to, were disposed of in the following manner:

House Bill No. 57 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Norby, O'Connor, Omholt, Peters, Pfohl, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mahoney, Mr. Speaker. Total 67.

Noes: Goodgame. Total 1.

Absent and not voting: Corcoran, Phillips. Total 2.

Excused: Barrett, Beck, Bricker, Broeder, Dempsey, Fry, Gleed, Haines (Prairie), Hansen, Hawks, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Michels, Nixon, Nybo, Parker, Pierce, Sagunsky, Sax, Taylor, Watkins. Total 24.

House Bill No. 61 was passed by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, Mahoney, Norby, O'Connor, Pfohl, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wilson, Wood, Mr. Speaker. Total 55.

Noes: Arnold, Goodgame, McElwain, Omholt, Peters, Sales, Wetzsteon, Wiedman. Total 8.

Absent and not voting: Corcoran, Marsenich, Phillips, Powell, Tobin (Silver Bow), Toole. Total 6.

Excused: Barrett, Beck, Bricker, Broeder, Dempsey, Fry, Gleed, Haines (Prairie), Hansen, Hawks, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, Michels, Nixon, Nybo, Parker, Pierce, Sagunsky, Sax, Taylor, Watkins. Total 25.

House Bill No. 70 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Silver Bow), Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Norby, O'Connor, Omholt, Peters, Pfohl, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 65.

Noes: Goffena, Goodwin. Total 2.

Absent and not voting: MacDonald, Phillips, Toole. Total 3.

Excused: Barrett, Beck, Bricker, Broeder, Dempsey, Fry, Gleed, Haines (Prairie), Hansen, Hawks, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Michels, Nixon, Nybo, Parker, Pierce, Sagunsky, Sax, Taylor, Watkins. Total 24.

House Bill No. 78 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Silver Bow), Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Norby, O'Connor, Omholt, Peters, Pfohl, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Toole, Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: MacDonald, Phillips, Tobin (Silver Bow). Total 3.

Excused: Barrett, Beck, Bricker, Broeder, Dempsey, Fry, Gleed, Haines (Prairie), Hansen, Hawks, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Michels, Nixon, Nybo, Parker, Pierce, Sagunsky, Sax, Taylor, Watkins. Total 24.

House Bill No. 104 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hanson, Hess, Higgins, Hilger, Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Norby, O'Connor, Omholt, Peters, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Schiltz, Seifert,

Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Toole, Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Fulton, Hancock, Pfohl, Phillips, Tobin (Lewis & Clark). Total 5.

Excused: Barrett, Beck, Bricker, Broeder, Dempsey, Fry, Gleed, Haines (Prairie), Hawks, Hughes, Hansen, Iten, Johnson (Granite), Juedeman, Leuthold, Michels, Nixon, Nybo, Parker, Pierce, Sagunsky, Sax, Taylor, Watkins. Total 24.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under rules of the previous session.

Sykes of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 38 do pass.

That House Bill No. 58 do pass.

That House Bill No. 65 do pass.

That House Bill No. 75 do pass.

That House Bill No. 76 do pass.

That House Bill No. 77 do pass.

That House Bill No. 109 do pass.

That House Bill No. 18 do pass.

SYKES, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 8, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 11:35 o'clock, a. m., delivered to the Governor for his approval.

REGAN, Chairman.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 18, 38, 58, 65, 75, 76, 77, 109.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 50, 129, and 134, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 63, respectfully report as follows: That House Bill No. 63 do not pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 153, respectfully report as follows: That House Bill No. 153 do pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 154, respectfully report as follows: That House Bill No. 154 do pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 155, respectfully report as follows: That House Bill No. 155 do pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests, and Parks, having had under consideration House Bill No. 94, respectfully report as follows: That House Bill No. 94 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 31, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 11:35 o'clock, a. m., delivered to the Governor for his approval.

REGAN, Chairman.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 132, respectfully report as follows: That House Bill No. 132 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 35, respectfully report as follows: That House Bill No. 35 do not pass.

HUGHES, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by O'Connor, duly seconded and carried, that House Bill No. 147 be taken from printing and re-referred to the Committee on Ways and Means.

A motion was made by O'Connor, duly seconded and carried, that House Bill No. 132 be taken from printing and re-referred to the Committee on Ways and Means.

A motion was made by Bricker, duly seconded and carried, that consideration of House Bills 75, 76, and 77 on third reading, be passed for the day.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 188, introduced by Schiltz and Crist: A bill for an act entitled: "An Act to Amend Section 40-1914 of the Revised Codes of Montana, 1947, Relating to Real Estate Holdings Permitted Life Insurance Companies and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Banking and Insurance.

House Bill No. 189, introduced by Wood and Graybill: A bill for an act entitled: "An Act to Amend Section 84-4905 of the Revised Codes of Montana of 1947, Relating to Inventories in Income Tax Returns." Referred to Committee on Ways and Means.

House Bill No. 190, introduced by Purdy: A bill for an act entitled: "An Act to Amend Chapter 7 of Title No. 82 of the Revised Codes of the State of Montana, 1947, Pertaining to the State Board of Embalmers and Funeral Directors and the Licensing of Persons Practicing Embalming and Serving as Funeral Directors, by Amending Section 82-703 Thereof, Providing That Applicants for an Embalming License Must, in Addition to Other Stated Qualifications be a Graduate of and Present a Diploma from a Duly Accredited Four Year High School and a School of Mortuary Science or Embalming Approved by a National Accrediting Authority Acceptable to the Board; and That Applicants Under Twenty-one (21) Years of Age May Take the Examination as Provided by the Board But Cannot be Issued An Embalmers License Until Becoming Twenty-one (21) Years of Age." Referred to Committee on State Boards and Institutions.

House Bill No. 191, introduced by Anderson, Toole, Regan: A bill for an act entitled: "An to Amend Section 53-122 of the Revised Codes of Montana, 1947, as Amended by Chapter 221 of the Session Laws of the 32nd Legislative Assembly of the State of Montana, 1951, Relating to Registration Fees of Motor Vehicles, Fees Therefor, Disposal of the Proceeds of Such Fees, Including Dealers Registration and Transfer Thereof, Providing for Exemption for Public Owned Vehicles; License or Registration Fee for Trailers, Semitrailers and Tractors, Definition for Same; Providing for Transfer of Funds from the Motor Vehicles Fund of the Registrar of Motor Vehicles to the Motor Vehicle Recording Fund or Motor Vehicle Administrative Fund; Providing for Deposit of All Fees, Other Than License Fees, Except Dealer License Fees, Collected by the Registrar of Motor Vehicles, in Said Motor Vehicle Recording Fund for the Payment of Expenses of the Maintenance and Operation of the Department of the Registrar of Motor Vehicles; Providing for the Crediting of License or Registration Fees by the County Treasurers to the Motor Vehicle License Fund of the County; Providing for the Use of Such Fund; Providing Fifty (50) Per Cent of the Net License Fees Derived From Owners Residing Within the Boundaries of Incorporated Cities and Towns to be Held by the County Treasurer, Segregated From Other County Road Funds and Designated as "City Road Fund," to Be Used in the Incorporated Cities and Towns for Construction, Repair and Maintenance of Streets in Such Cities and Towns; Providing the Balance of Such Net Fees to be Transmitted to the County Treasurer of the County From Which the Registration Fee Came, to be Used by Said County for Construction, Repair and Maintenance of Public Highways Except State and Federal Highways Within the County; Amending Said Section by Including All Cities and Towns in the Distribution of the Net License Fee Returns in Place of Only Cities of Population of Thirty-five Thousand (35,000) or More Within a Radius of One (1) Mile Thereof; Providing for Waiver by Cities and Towns." Referred to Committee on Highways and Highway Transportation.

House Bill No. 192, introduced by Walton (by request: A bill for an act entitled: "An Act to Amend Section 16-3304 of the Revised Codes

of Montana, 1947, Relating to Office and Equipment to be Furnished County Surveyor and Providing for a Suitable Means of Transportation; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Townships and Counties.

House Bill No. 193, introduced by Walton (by request): A bill for an act entitled: "An Act to Amend Section 16-3303 of the Revised Codes of Montana, 1947, Relating to the Records, Surveys and Plats, Etc., of County Surveyors; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Townships and Counties.

House Bill No. 194, introduced by Walton (by request): A bill for an act entitled: "An Act to Amend Section 16-3311 of the Revised Codes of Montana, 1947, Relating to County Surveyors and Providing That They Shall Inspect New Work in Progress Under the Direction of the County Commissioners, and Providing That County Surveyors Shall be Chairmen of All Boards of Road Reviewers; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Townships and Counties.

House Bill No. 195, introduced by Pfohl (by request): A bill for an act entitled: "An Act to Amend Section 16-3305 of the Revised Codes of Montana, 1947, Relating to County Surveyors; Providing That They Make Surveys, Keep Record of Them, and Furnish Copies of Same; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Townships and Counties.

House Bill No. 196, introduced by Pfohl (by request): A bill for an act entitled: "An Act to Repeal Sections 16-3301, 16-3306, 16-3309, and 16-3313 of the Revised Codes of Montana, 1947, Relating to County Surveyors." Referred to Committee on Townships and Counties.

House Bill No. 197, introduced by Pfohl (by request): A bill for an act entitled: "An Act to Amend Section 25-235 of the Revised Codes of Montana, 1947, Relating to Fees of County Surveyors; Providing for Traveling Expenses and Expenses of Field and Office Assistants, and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Townships and Counties.

House Bill No. 198, introduced by Schiltz and McElwain: A bill for an act entitled: "An Act Providing for the Furnishing of a Bill of Particulars to Defendants Charged With Crime by Indictment or Information." Referred to Committee on Judiciary.

House Bill No. 199, introduced by Hancock, Peters, Gebhardt, Fry, Schiltz, Crist, Hansen, Pierce: A bill for an act entitled: "An Act to Appropriate Money to Eastern Montana College of Education as Compensation for Two Small Sections of Its Campus Sold Pursuant to Provisions of Chapter 104, of the Session Laws of the State of Montana, 1951, Which Proceeds Therefrom Reverted to the General Fund." Referred to Committee on Appropriations.

House Bill No. 200, introduced by Sippel: A bill for an act entitled: "An Act to Amend Section 4-403, of the Revised Codes of Montana, 1947, as Amended by Chapter 164, Laws of the Thirty-first Legislative Assembly, 1949, and by Chapter 144, Laws of the Thirty-second Legislative Assembly, 1951, Relating to the Powers of the Montana Liquor Control Board in the Issuing of Liquor Licenses; Providing That at Least One License be Issued to Applicants Doing Business Within the Boundaries of Towns of Five Hundred (500) Inhabitants or Less." Referred to Committee on Liquor Control.

House Bill No. 201, introduced by Higgins: A bill for an act entitled: "An Act to Amend Chapter 203 of the Session Laws of the State of Montana, 1951, Declaring That it is the Legislative Policy of the State of Montana to Foster a Program Designed to Permit the Indian Citizens

of Montana to Take Their Rightful Place in Society and Assume the Rights, Duties, and Privileges of Full Citizenship; Providing for the Creation of the Office of State Co-ordinator of Indian Affairs; Providing for the Duties and Emoluments of Such Office; Providing for the Administration of Loans to Indians; and Appropriating Monies for the Purposes of This Act." Referred to Committee on Appropriations.

House Bill No. 202, introduced by Barnard and Wilson: A bill for an act entitled: "An Act to Amend Section 46-2305 of the Revised Codes of Montana, 1947, as Amended by Chapter 13 of the Session Laws of Montana, 1949, Relating Respectively to the Appointment of the Secretary of the Montana Grass Conservation Commission; the Duties of Said Secretary; and the Compensation of Said Secretary; and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Agriculture, Dairying, and Horticulture.

House Bill No. 203, introduced by Smith, Totten, Tobin (Lewis & Clark), Rimel, Haines (Missoula), Toole: A bill for an act entitled: "An Act to Amend Sections 35-104 and 35-109 of the Revised Codes of Montana of 1947, Relating to Notice, Hearing and Creation of Authority Under the 'Housing Authorities Law', Submitting Ordinance Creating to the Electorate and Requiring Approval of the Electorate of the City Before Projects Are Undertaken." Referred to Committee on Affairs of Cities.

House Bill No. 204, introduced by Schiltz and Beck: A bill for an act entitled: "An Act to Amend Section 93-2504, Revised Codes of Montana, 1947, Relating to the Time Within Which Actions Must be Commenced, Relating to Real Property, Section 93-2505, Revised Codes of Montana, 1947, Relating to the Time Within Which Action Must be Commenced, Relating to Title or Rents of Real Property, Section 93-2506, Revised Codes of Montana, 1947, Relating to the Time in Which Actions Must be Commenced After the Entry Upon Real Property, Section 93-2507, Revised Codes of Montana, 1947, Relating to the Presumption of Legal Title to Real Property, Section 93-2508, Revised Codes of Montana, 1947, Relating to Adverse Possession of Real Property, Section 93-2512, Revised Codes of Montana, 1947, Relating to Adverse Possession by Former Tenant of Real Property, Section 93-2513, Relating to Payment of Taxes on Real Property Held Adversely, Section 93-2515, Revised Codes of Montana, 1947, Relating to the Exclusion of Certain Disabilities in Determining Time in Which Actions May be Commenced Concerning Real Property; Directing That Invalidity of a Part of This Act Shall Not Affect or Impair the Remainder, Making This Act Effective Upon July 1, 1953, and Repealing All Acts or Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 205, introduced by Haines (Flathead): A bill for an act entitled: "An Act to Amend Title 31, Section 31-105, Revised Codes of the State of Montana, 1947, as Amended by Section 1, Chapter 187, Laws of Montana 1951, of the Montana Highway Patrol, Relating to Qualifications of Patrolmen, Salary, Probationary Training, Discharge, Demotion, Suspension, Hearing, and Providing for a Maximum Salary Schedule; and Repealing All Acts or Parts of Acts in Conflict Therewith." Referred to Committee on Appropriations.

House Bill No. 206, introduced by Pfohl (by request): A bill for an act entitled: "An Act to Amend Section 16-3302 of the Revised Codes of Montana, 1947, Relating to County Surveyors and Their Duties; Providing That County Surveyors Work Under the Directions of County Commissioners; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Townships and Counties.

House Bill No. 207, introduced by Reed, Tobin (Silver Bow), Bricker, Schiltz: A bill for an act entitled: "An Act to Appropriate Funds for

the Continuance of the State Cerebral Palsy Center at Billings, Montana, for the Biennium Ending June 30, 1955." Referred to Committee on Apropriations.

THIRD READING OF HOUSE BILLS

The following bills, having been read three several times, history and title agreed to, were disposed of in the following manner:

House Bill No. 18 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Clowes, Fry, Hancock, Hughes, Marsenich, Nybo, Sagunsky, Sippel, Walton. Total 9.

Excused: Gleed, Hansen. Total 2.

House Bill No. 38 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Steel, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Crist, Goodgame, Schiltz, Smith, Sykes, Toole. Total 6.

Absent and not voting: Clowes, Dwyer, Fry, Hancock, Hughes, Loughran, Marsenich, Sagunsky, Walton. Total 9.

Excused: Gleed, Hansen. Total 2.

House Bill No. 58 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Hess, Higgins, Hilger, Iten, (Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrew, McDonnell, McElwain, Michels, Norby, O'Connor, Omholt, Parker, Peters, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Pfohl. Total 1.

Absent and not voting: Clowes, Fry, Goffena, Haines (Missoula), Hancock, Hughes, Mahoney, Marsenich, Nixon, Nybo, Phillips, Sagunsky, Schiltz, Taylor, Walton. Total 15.

Excused: Gleed, Hansen. Total 2.

House Bill No. 65 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 72.

Noes: Wood. Total 1.

Absent and not voting: Clowes, Fry, Goffena, Haines (Missoula), Hancock, Hawks, Hughes, Iten, Loughran, McElwain, Mahoney, Nixon, Nybo, Phillips, Sagunsky, Schiltz, Tange, Taylor, Walton. Total 19.

Excused: Gleed, Hansen. Total 2.

House Bill No. 109 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Crist, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Barrett, Fulton, Goodgame, Iten. Total 4.

Absent and not voting: Clowes, Dempsey, Fry, Goffena, Haines (Missoula), Hawks, Hughes, Loughran, Mahoney, Marsenich, Nixon, Sagunsky, Schiltz, Tange, Taylor, Walton, Wetzsteon. Total 17.

Excused: Gleed, Hansen. Total 2.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until 10:00 a. m. Saturday, January 31, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTY-SEVENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
January 31, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Arnold, Hansen, Higgins, Peters, Phillips, Schiltz, Tange, Walton, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-sixth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 21, 118, 142, 143, and 144, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF SELECT COMMITTEES

, January 29, 1953.

Mr. Speaker: We, the committee appointed under House Resolution No. 3 of the Thirty-second Legislative Assembly of the State of Montana which committee was appointed for the purpose of investigating subversive and un-American activities in the State of Montana, in accordance with the terms of that resolution which required that such committee report back to the Thirty-third Legislative Assembly on its findings and activities during the interim, do hereby submit the following report:

After two meetings during the last legislative session, the committee then met at the Capitol in Helena in May, 1951, for the purpose of organization and to outline a course of action. All members of the committee were present. A few voluntary witnesses were heard and a general course of action outlined. It was then first discovered that the appropriation provided for in the resolution creating this committee was not available because of the fact that such appropriation was to be paid out of the legislative appropriation for the Thirty-second Legislative Assembly and such appropriation was then completely exhausted. There never have been any funds for the use of the committee. The committee members have paid all of their expenses and have also born the cost of any private investigations which any of them have made. These investigations have been of a minor nature. Because of the total lack of any funds upon which to operate, the committee has had no further meeting; but the individual members have received various reports and suggestions from many of the good citizens of the State.

It is a matter of common knowledge that because of the activities of the committee on un-American activities, U. S. House of Representatives and certain patriotic senators, congressmen and others, that many bad security risks and others actively plotting against our government have been removed from high places in the Federal government. These investigations have shown that subversive elements have infiltrated and are actively engaged in every state of the union. We feel that the State of Montana should have the benefit of an un-American activities committee to the end that various rumors could be either verified or disproven.

The committee is unanimous in the opinion that there is a definite necessity for such a committee for the next interim or as a permanent committee. We are further convinced that there is more need for such committee at this time than there was two years ago.

We recommend that the Thirty-third Legislative Assembly set up a similar committee and provide it with a definite appropriation for the purpose of carrying on its work. We recommend that a sum of not less than $25,000.00 be definitely appropriated for the purpose of the committee. We further recommend that the new committee, its powers and regulations, be similar to those of this committee.

Respectfully submitted,

R. H. WIEDMAN, Chairman
E. V. OMHOLT,
R. H. GEBHARDT,
FRED BARRETT.

Report adopted. Thereupon the Speaker discharged the committee.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 79, respectfully report as follows: That House Bill No. 79 do not pass, but that

Substitute House Bill No. 79, A bill for an act entitled: "An act exempting from the Montana State income tax, all payments of adjusted compensation made pursuant to Initiative No. 54, commonly known as the Veterans' Bonus law which became effective December 6, 1950, and providing refund of any income tax paid on such adjusted compensation." do pass.

TOOLE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 86, respectfully report as follows: That House Bill No. 86 be re-referred to the Committee on Appropriations.

TOOLE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 119, respectfully report as follows: That House Bill No. 119 be re-referred to the Committee on Judiciary.

TOOLE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 81, respectfully report as follows: That House Bill No. 81 do not pass.

McELWAIN, Chairman

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 53, respectfully report as follows: That House Bill No. 53 do not pass.

McELWAIN, Chairman

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 158, respectfully report as follows: That House Bill No. 158 do pass.

McELWAIN, Chairman

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 128, respectfully report as follows: That House Bill No. 128 do pass.

McELWAIN, Chairman

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 62, respectfully report as follows: That House Bill No. 62 do not pass.

CORCORAN, Chairman

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 137, respectfully report as follows: That House Bill No. 137 be amended as follows: Amend line 3 of the original bill by adding after the word "BILL" the words "FOR AN ACT"; amend the title by deleting the period and quotation marks after the word "PLATES" and inserting the following: "; providing for permanent plates with yearly insert plates or tabs; validating plates by use of windshield sticker; registrar of motor vehicles may designate prefix numbers for various state departments; number plates shall bear the words 'state owned'; providing for the letter X to be placed on plates for vehicles owned by counties, municipalities and school districts—registration numbers for plates assigned to counties shall begin with the number 1 and be numbered consecutively; providing that numbered plates assigned to any motor vehicle shall be used only on originally assigned motor vehicle; and repealing all acts and parts of acts in conflict herewith."; amend by inserting between lines four and five, page 1, of the original bill the words "BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF MONTANA:" amend line 10 of page 1 of the original bill by deleting the word "five" and substituting in lieu thereof the word "six"; amend line 13 of page 1 of the original bill by inserting after the word "named," the words "one for trailers"; and as amended, do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, respectfully report as follows: That House Bill No. 151 do pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 83, respectfully report as follows: That House Bill No. 83 do not pass.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 49, respectfully report as follows: That House Bill No. 49 do not pass.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 34, respectfully report as follows: That House Bill No. 34 do not pass;

but that Substitute House Bill No. 34: A bill for an act entitled: "An Act to Amend Section 92-701, 92-702, 92-703, 92-704 and 92-709 of the Revised Codes of Montana of 1947, as Amended by Chapter 48 of the Session Laws of 1951, Section 92-705 of the Revised Codes of Montana of

1947, and Section 92-706 of the Revised Codes of Montana of 1947, as amended by Chapter 41 of the Session Laws of 1949, and Section 92-823 of the Revised Codes of Montana of 1947, all Relating to Compensation for Injuries to Workmen by Increasing Compensation in Cases of: Temporary, Total and Total-Partial Disabilities for Injuries Causing Death, for Specified Injuries, Relating to Medical, Hospital and Other Services Furnished Injured Workmen and Duration of the Same, Increasing Burial Expense and to Fix a Time for Initial Hearing Before the Industrial Accident Board on Workmen's Compensation Claims." do pass.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, a majority of your Committee on Affairs of Cities, having had under consideration House Bill No. 123, respectfully report as follows: That House Bill No. 123 do not pass.

NORBY, Chairman
HILGER
McELWAIN
TANGE
ITEN
CLOWES
FRY

Mr. Speaker: We, a minority of your Committee on Affairs of Cities having had under consideration House Bill No. 123, respectfully report as follows: That House Bill No. 123 do pass.

EMMONS
PURDY
TOTTEN
ANDERSON
MARSENICH

It was moved by Norby, duly seconded, that the majority report of the Committee on Affairs of Cities be adopted.

On substitute motion, it was moved by Emmons, duly seconded, that the minority report of the Committee on Affairs of Cities be adopted, which motion was lost.

The majority report of the Committee on Affairs of Cities was thereupon adopted.

Mr. Speaker: We, the majority of your Committee on Affairs of Cities, having had under consideration House Bill No. 97, respectfully report as follows: That House Bill No. 97 do not pass.

NORBY, Chairman
HILGER
McELWAIN
TANGE
ITEN
CLOWES
FRY

The minority report of the Committee on Affairs of Cities having been withdrawn by Emmons, the majority report was adopted.

Mr. Speaker: We, the majority of your Committee on Affairs of Cities, having had under consideration House Bill No. 98, respectfully report as follows: That House Bill No. 98 do not pass.

NORBY, Chairman
HILGER
McELWAIN
TANGE
ITEN
CLOWES
FRY

The minority report of the Committee on Affairs of Cities having been withdrawn by Emmons, the majority report was adopted.

MESSAGE FROM THE GOVERNOR

January 31, 1953.

Honorable Dean Chafifn
Speaker of the House of Representatives
House Chamber
Helena, Montana

Dear Sir:

The attached communication has been addressed to me as Governor, to the President of the Senate, and to you as Speaker of the House of Representatives, and has to do with the operation of our State Highway Department.

I, therefore, transmit copy herewith for the information of the House of Representatives of the 33rd Legislative Assembly and ask for its most careful consideration.

Respectfully,
J. HUGO ARONSON
Governor

Governor J. Hugo Aronson
Lt. Gov. George M. Gosman
Hon. Dean Chaffin, Speaker of House
Members of Thirty-third Legislative Assembly
Helena, Montana

Gentlemen:

The State Highway Commission in a Special meeting held on January 29, 30 and 31, 1953, and after joining in conference with the Governor, Senate Highways and Transportation Committee, the House Committee on Highways and Highway Transportation and the Executive Committee of the Governor's Highway Finance Interim Committee reviewed the status of Highway Department finances and felt that, as members of the State Highway Commission, they would be derelict in their duties if they did not acquaint the members of the Thirty-third Legislative Assembly with the facts and figures relating to highway maintenance and construction for the next two years.

The uppermost consideration that the Highway Commission has is to economize in its operations. It is the opinion and hope of the Commission that if they demonstrate to the people that the maximum value is received for every dollar expended for highway purposes that the people, through their elected representatives and senators, will support the Commission in its efforts to finance and achieve an adequate highway system.

The Comimssion does not presume to tell the Legislature what to do or to assume a dictatorial position but it does stand ready and willing to supply data and information and to assist the members of the Legislature in every way in their endeavor to solve the highway problem. It has been estimated by competent engineering authority, that over 300 miles of primary highway in the state are wearing out each year and records show that less than 200 miles are being reconstructed. In addition to the problem of providing an adequate primary highway system the Commission is keenly aware of the necessity to go forward with an accelerated secondary road program and not jeopardize in any way the development of the rural areas of the state. Under present conditions the State of Montana, insofar as highway construction and reconstruction is concerned, is in the same position as the proverbial frog who attempted to get out of a well by jumping upward two feet every day and then slipping back three feet. What are we as Montanans going to do—recognize the problem, or ignore it?

The attached statement, and explanatory notes, relate to the estimated receipts and expenditures for the period beginning January 1, 1953 and ending June 30, 1955.

Respectfully submitted,

STATE HIGHWAY COMMISSION
FRANK G. CONNELLY, Chairman
Harry L. Burns, Vice-Chairman
T. J. Landry, Member
L. V. Swanson, Member
Otis S. Waters, Member
SCOTT P. HART,
State Highway Engineer

STATE HIGHWAY COMMISSION
ESTIMATED RECEIPTS AND EXPENDITURES

January 1, 1953 to June 30, 1955

NOTE: Bonded Indebtedness as of January 1, 1953 in amount of $6,309,209.41 is not considered in the financial statement below except for the bond retirement payments as shown under Anticipated Expense.

Total Cash Balance as of Jan. 1, 1953	$ 436,060.00	
Total Anticipated Revenue to June 30, 1955		
Motor Fuel Tax	30,364,960.00	
Gross Vehicle Weight Tax	4,709,640.00	
U. S. Oil Royalties	812,540.00	
Federal Reimbursement on Special Surveys	20,000.00	
Total Anticipated Revenue		$36,343,200.00
Total Anticipated Expense Other Than Federal Aid Matching Funds		
January 1, 1953 to June 30, 1955		
Bond Retirement	$ 3,555,000.00	
Maintenance	15,752,470.00	with saving
Administrative-Commission	26,970.00	
Administrative-Department	1,351,810.00	
Engineer and Office Equipment	56,920.00	
Total Expense Exclusive of Matching Funds for Federal Aid		$20,743,170.00
ESTIMATED BALANCE FOR MATCHING FEDERAL AID		$15,600,030.00
Available Federal Aid to June 30, 1955	$31,142,910.00	
Less Probable 100% Federal Aid	4,482,810.00	
Federal Aid to be matched	$26,660,100.00	
State Money Required for matching above Federal Aid	20,112,010.00	
Would give matched program of	$46,772,110.00	
Estimated State Funds available for matching Federal Aid		$15,600,030.00
Federal Aid matched by above State Funds		20,014,570.00
Gives Matched Program of		$35,614,600.00
Shortage of State Funds for Matching Federal Aid		
$20,112,010.00 — $15,600,030.00 or		**$ 4,511,980.00**
Federal Aid which Cannot be matched without Additional State Funds	$26,660,100.00, $20,014,570.00	or $6,645,530.00

The above analysis will not correspond to previous statement submitted since we are now taking credit for a previously undetermined cash balance of $436,060.00 and are including in the anticipated revenues an increase during the next two years of $500,000.00 annually in the Motor Fuel Tax Receipts, and of $50,000.00 annually in the Gross Vehicle Weight Tax Receipts over and above the anticipated revenues previously considered. We have also estimated that Maintenance Expenditures can be decreased by exercising strict economy to the extent of aproximately $445,000.00 per year for the next two fiscal years. State revenues shown do not include credits for planned tightening of the Gasoline Refunds, nor for any additional revenues which may be provided by legislative measures now pending.

The additional state money required to match the full amount of Federal Aid available for the period January 1, 1953 to June 30, 1955, and to thus provide a matched road program for the two and a half year period in the amount of $46,772,110.00, or $11,157,510.00 greater than could otherwise be provided, is $4,511,980.00, as noted in the above tabulation.

Of the additional $4,511,980.00 which would be required, it is estimated that $2,250,000.00 could be provided from a one-half cent increase in the motor fuel tax, effective April 1, 1953, in accordance with a legislative bill which the State Highway Commission has respectfully requested the Legislature to introduce and consider.

If the one-half cent increase in the motor fuel tax is favorably considered and enacted into law by the Legislature, as proposed, there would still remain $2,261,980.00 which would have to be provided by the Legislature from other sources for the period ending June 30, 1955. This $2,261,980.00 would have to be provided through the tightening of the motor fuel tax refund laws, by increasing gross vehicle weight taxes, and by other pending and proposed legislation.

MESSAGES FROM THE SENATE

January 30, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in title and history agreed to, and the same is herewith returned to the House:

House Joint Memorial No. 2 by Juedeman and Omholt.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Bill No. 5 by Committee on Highways and Transportation.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

House Bill No. 208, introduced by Cavanaugh, Johnson (Silver Bow), Marsenich: A bill for an act entitled: "An Act to Amend Section 69-202, Section 69-204, Section 69-205, Revised Codes of Montana, 1947, All Re-

lating to the Division of Industrial Hygiene of the State Board of Health; Providing for the Protection of Men and Women Who Work, Providing for the Furnishing to People Who Work Information on Conditions of Employment; Providing for Investigation and Compilation of Information Concerning Occupational Diseases; Providing for the Furnishing of Such Information to Workers Affected Thereby, to the Industrial Accident Board and the Commissioner of Labor and Industry; Providing for a Qualified Inspector in the Division of Industrial Hygiene: Providing for the Acceptance and Use of Any Available Federal Funds to Assist in Such Programs; Repealing Acts in Conflict." Referred to Committee on Workmen's Compensation.

House Bill No. 209, introduced by Haines (Prairie), Hilger, Fulton: A bill for an act entitled: "An Act Relating to the Registration Within Each County in the State of Montana for Every Person, Corporation, or Association Engaged in the Drilling of Holes in the Ground for the Purpose of Seismic Exploration for Petroleum Products and Providing for the Manner of Registration and the Penalties for Failure to Register Therefor." Referred to Committee on Oil and Gas.

House Bill No. 210, introduced by Juedeman, Peters, Seifert, Beck: A bill for an act entitled: "An Act to Amend Sections 82-1502, 82-1506, 82-1507, 82-1517, Revised Codes of Montana, 1947, as Amended by Chapter 33, Laws of Montana, 1949, All Relating to State Hail Insurance; Increasing the Maximum Amount of Insurance Per Acre; Increasing the Maximum Loss Payment Per Acre; Increasing the Limit of the Reserve Fund; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Comimttee on Agriculture, Dairying, and Horticulture.

House Bill No. 211, introduced by Norby, by request: A bill for an act entitled: "An Act Relating to the Application of Primary Election Laws to Cities and Towns, and to Provide for the Abolition of the Primary Nominating Election in Cities and Towns by Submission of the Matter to the Legal Voters Thereof, and to Provide That City Elections Shall be Upon a Non-Partisan Basis; and Providing That After Two Years, the Question May be Resubmitted to the Voters to Determine If There Shall be a Return to the Primary Nominating Elections." Referred to Committee on Privileges and Elections.

House Bill No. 212, introduced by Brownfield, Haines (Prairie): A bill for an act entitled: "An Act to Amend Section 84-1812, Revised Codes of Montana of 1947, Relating to the Distribution of Proceeds of the Gasoline License Tax Drawback Fund." Referred to Committee on Ways and Means.

House Bill No. 213, introduced by Omholt: A bill for an act entitled: "An Act to Amend Section 25-303, Revised Codes of Montana, 1947, Relating to Fees of Justices of the Peace in Criminal Actions; Providing That Justices of the Peace May Make a Charge for Forwarding Reports to the Montana Highway Patrol." Referred to Committee on Townships and Counties.

House Bill No. 214, introduced by Goffena, Corcoran, Phillips: A bill for an act entitled: "An Act to Amend Section 46-801, Revised Codes of Montana, 1947, as Amended by Chapter 110 of the Thirty-first Legislative Asembly, 1949, Relating to Exemption from Inspection Saddle or Work Horses Being Transported from County to Adjoining County on Land Owned or Controlled by the Owner for the Purpose of Tending and Caring for Livestock." Referred to Committee on Townships and Counties.

House Bill No. 215, introduced by Omholt, Nixon, Peters: A bill for an act entitled: "An Act to Authorize the State of Montana to Become Indebted for the Sum of Three Million Dollars ($3,000,000.00) in Excess of the Constitutional Limitation of Indebtedness and Over and Above Any

Bonded Indebtedness Heretofore Incurred or Created and for Which the State of Montana is now Obligated for the Construction, Repair and Equipment of Necessary Buildings, Other Permanent Improvements, Acquisition of Necessary Grounds Therefor for the Montana State Hospital for the Insane at Warm Springs, Montana, and the Acquisition of Farm Lands to be Used in Connection Therewith and for the Support Thereof; Providing for the Issuance of Bonds in the Name of the State of Montana as Evidence of Such Indebtedness and for the Sale Thereof; Prescribing the Form of Such Bonds and Providing for a Levy of an Annual Tax Sufficient to Pay the Principal Thereof and the Interest Accruing Thereon; and Providing for a Referendum of This Act." Referred to Committee on Ways and Means.

House Bill No. 216, introduced by McAndrews: A bill for an act entitled: "An Act to Amend Section 75-3412 of the Revised Codes of Montana, 1947, as Amended by Chapter 189, Laws of 1951, Relating to Settlement of Transportation Matters and Controversies, by Providing for Rules and Regulations for Determining Residence of Pupils." Referred to Committee on Education.

House Bill No. 217, introduced by Seifert: A bill for an act entitled: "An Act to Amend Section 45-502 of the Revised Codes of Montana, 1947, Relating to Mechanics' Liens; Providing for the Perfecting of Such Lien, and Extending the Time for Filing from Ninety Days to Six Months." Referred to Committee on Judiciary.

House Bill No. 218, introduced by Hanson, Schiltz: A bill for an act entitled: "An Act to Amend Section 66-1003 of the Revised Codes of Montana, 1947, Relating to the Examination and Qualifications of Applicants to Practice Medicine and Surgery in the State of Montana; Providing That a Certificate be Issued to Practice Medicine and Surgery and That Such Certificate be Issued Only to Citizens of the United States, or to Those Who Have Filed Their Declaration of Intention to Become a United States Citizen, and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

House Bill No. 219, introduced by Norby: A bill for an act entitled: "An Act to Amend Section 11-1825, Revised Codes of Montana, 1947, Said Act Being Known as the 'Metropolitan Police Law' Raising the Amount of Contribution by Police Officers to the Fund Created by Said Act From 1½% to 3% of the Monthly Compensation of Such Police Officers; Repealing All Acts or Parts of Acts in Conflict Therewith and Providing for the Effective Date of This Act." Referred to Committee on Affairs of Cities.

Substitute House Bill No. 79, introduced by Committee on Military Affairs: A bill for an act entitled: "An Act Exempting from the Montana State Income Tax, All Payments of Adjusted Compensation Made Pursuant to Initiative No. 54, Commonly Known as the Veterans' Bonus Law Which Became Effective December 6, 1950, and Providing Refund of Any Income Tax Paid on Such Adjusted Compensation." Referred to Committee on Printing.

Substitute House Bill No. 34, introduced by Committee on Workmen's Compensation: A bill for an act entitled: "An Act to Amend Sections 92-701, 92-702, 92-703, 92-704 and 92-709 of the Revised Codes of Montana of 1947, as Amended by Chapter 48 of the Session Laws of 1951, Section 92-705 of the Revised Codes of Montana of 1947, and Section 92-706 of the Revised Codes of Montana of 1947, as Amended by Chapter 41 of the Session Laws of 1949, and Section 92-823 of the Revised Codes of Montana of 1947, All Relating to Compensation for Injuries to Workmen by Increasing Compensation in Cases of: Temporary, Total and Total-Partial Disabilities, for Injuries Causing Death, for Specified Injuries, Relating to Medical, Hospital and Other Services Furnished Injured Workmen and

Duration of the Same, Increasing Burial Expense, and to Fix a Time for Initial Hearing Before the Industrial Accident Board on Workmen's Compensation Claims." Referred to Committee on Printing.

Senate Bill No. 5, introduced by Highway and Transportation Committee: A bill for an act entitled: "An Act to Create and Establish the Montana Toll Bridge Authority; Providing That the Members of the State Highway Commission Shall Constitute the Montana Toll Bridge Authority; Prescribing the Powers and Duties of Such Toll Bridge Authority, Including the Power to Establish and Construct Toll Bridges Upon Any Public Highways of the State; Providing for Findings and Determination by Said Authority Concerning the Necessity, Advantage and Practicability of Any Toll Bridge and Requiring Estimates of Costs and Revenues; Authorizing the Issuance of Toll Bridge Revenue Bonds Payable Solely From the Revenues of Such Toll Bridges, and Providing That Such Bonds Shall Not be a Debt, Liability or Obligation of the State of Montana; Providing for a Lien Upon Bond Proceeds; Prescribing the Powers of the Montana Toll Bridge Authority to Secure the Payment of Such Bonds; Providing the Creation of Certain Funds in Connection with This Act; Providing for Obtaining Rights of Way; Providing for the Letting of Contracts by the State Highway Commission for the Construction of Toll Bridges, and That the State Highway Engineer Shall Have Charge of Such Construction and of the Operation and Maintenance of Toll Bridges and the Collection of Tolls Thereon; Empowering Said Montana Toll Bridge Authority to Fix Rates of Toll, and Providing for Accounting for Revenues and Declaring Such Tolls and Revenues to be Trust Funds for the Security and Payment of Revenue Bonds; and Repealing All Acts and Parts of Acts In Conflict Herewith." Referred to Committee on Highways and Highway Transportation.

THIRD READING OF HOUSE BILLS

The following bills, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 75 was passed by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Barrett, Dempsey, Hilger, McAndrews, Marsenich, Tobin (Silver Bow). Total 6.

Excused: Arnold, Hansen, Higgins, Peters, Phillips, Schiltz, Tange, Walton. Total 8.

House Bill No. 76 was passed by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flat-

head), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Powell, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: none.

Absent and not voting: Hilger, McAndrews, Marsenich, Pierce, Purdy, Taylor. Total 6.

Excused: Arnold, Hansen, Higgins, Peters, Phillips, Schiltz, Tange, Walton. Total 8.

House Bill No. 77 was passed by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McElwain, Mahoney, Michels, Nixon, Norby, Pfohl, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sippel, Steel, Tobin (Silver Bow), Totten, VanDyke, Wetzsteon, Wood. Total 55.

Noes: Babcock, Broeder, Fulton, Gleed, Goffena, Haines (Flathead), Hanson, Hawks, Juedeman, McDonnell, Nybo, O'Connor, Omholt, Parker, Powell, Sales, Sax, Seifert, Smith, Sykes, Tobin (Lewis & Clark), Toole, Watkins, Wiedman, Wilson, Mr. Speaker. Total 26.

Absent and not voting: McAndrews, Marsenich, Pierce, Purdy, Taylor. Total 5.

Excused: Arnold, Hansen, Higgins, Peters, Phillips, Schiltz, Tange, Walton. Total 8.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under the rules of the previous sitting.

Fulton of Fallon in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 50 be amended by adding at the end thereof a new section, designated "Section 4.", to read as follows: "This act shall be in full force and effect from and after its passage and aproval." and as so amended do pass.

That House Bill No. 129 do pass.

That House Bill No. 134 do pass.

FULTON, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 1:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Comimttee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 50, 129, 134.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bill No. 145 and Substitute House Bill No. 48, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 71, respectfully report as follows: That House Bill No. 71 be amended as follows: by striking out all of Section 4 beginning on line 26 of page 5 of the original bill and inserting in lieu thereof the following:

"Section 4. That Section 46-2322 of the Revised Codes of Montana of 1947, be, and the same is hereby amended to read as follows:

'Section 46-2322. Grazing Preferences Appurtenant to Dependent Commensurate Property and Commensurate Property and Method of Transferring Preferences to Other Lands. Grazing preferences shall run with and be appurtenant to, the dependent commensurate and commensurate property upon which they are based. They shall not be subject to devise, bequest, attachment, execution, lease, sale, exchange, transfer, pledge, mortgage, or other process, or transaction, except as provided in this section or in the by-laws of a state district. Upon application by a permittee, the state district with the approval of the Grass Conservation Commission may allow a preference based on ownership or control of dependent commensurate or commensurate property to be transferred to other property owned or controlled by the permittee of sufficient commensurability, provided that in any transfer of preference from dependent commensurate or commensurate property controlled but not owned by applicant, the applicant must have had control and use of the dependent commensurate or commensurate property and the preference appurtenant thereto, for five (5) consecutive years and must have established and maintained the livestock operation upon which the dependency was established by use or priority immediately prior to the application for transfer. Provided further that such transfer will not interfere with the stability of livestock operations or with proper range management and will not affect adversely the established local economy, and provided further that no such transfer will be allowed without the written consent of the owner or owners and any encumbrancers of the dependent commensurate or commensurate property from which the transfer is to be made and provided further that such transfer shall not in any case become effective until approved by the Grass Conservation Commission. The provision of the section shall not be construed to apply to trespass violations.

When such application is presented to the board the secretary upon the direction of the board shall give notice thereof setting forth in general said application and the time and place of hearing thereon as fixed by the board and a copy of said notice shall be given or mailed to the applicant and shall be published for at least once a week for two successive weeks prior to such meeting in a newspaper published or generally circulated within the district and said notice shall also be posted for at least

two full weeks prior to such meeting in three (3) public places within said district and the date of hearing must be at least fifteen (15) days from the first publication of said notice and at such hearing the directors shall fully hear and determine such application and objections thereto if any.

Upon the allowance of a transfer under this section, the property from which the transfer is made shall lose its grazing preference to the extent of the preference transferred.

All expenses involved under the application shall be borne by the applicant.

When the land to which a preference is attached shall change its control or ownership such preference shall change with the land, provided, that the person to which such control or ownership changes shall secure a non-use permit or shall pay the usual grazing fees. If such person fails to secure such non-use permit or refuses to pay such grazing fees, the preferences may be revoked by the state district. If any person controls but does not own land and does not secure a non-use permit and refuses to pay grazing fees, the state district shall notify the owner of such land by registered mail that the preference attached to such land will be revoked unless such owners shall pay the usual grazing fees to the state district within sixty (60) days from the time of receipt of such notice. The state district may revoke such preference if the owner or mortgagor does not pay such fees or secure a non-use permit.

If any permittee fails to pay grazing fees or assessments levied by the state district, or fails to obtain a non-use permit or violates any of the rules and regulations of the state district, the state district may notify such permittee and owner of such land by registered mail that the preference attached to such land will be revoked unless such grazing fees or assessments are paid or such permittee ceases to violate the rules and regulations laid down by the district within sixty (60) days from the time of receipt of such notice. The state district may revoke such preference if the permittee or owner fails to pay such charges or make such compliance.

When a preference is revoked, it shall be detached from the dependent commensurate or commensurate property to which it was formerly appurtenant. The preference shall immediately shift to the state district. The state district may then allocate it to either dependent commensurate or commensurate property in the manner provided by its by-laws.

In all cases where notices are given permittees under this act by registered mail and addressed to the postoffice address of such permittee as shown by the records of such grazing district such notices shall be deemed received by the permittee when deposited in the United States Postoffice by the district or by the commission'."

And as so amended do pass.

BROWNFIELD, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Bricker, duly seconded and carried, that House Bill No. 71 be recalled from the Committee on Townships and Counties and be referred to the Committee on Judiciary.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 220, introduced by Committee on Education (by request): A bill for an act entitled: "An Act to Amend Section 15 of Chapter 199 of the Session Laws of Montana, 1949, as Amended by Section 15 of Chapter 208 of the Sessoin Laws of Montana, 1951, Relating to Fixing the Tax Levy to Provide for the Foundation Program and the Approved Additions Thereto, Without the Necessity of a Vote by the Qualified Electors." Referred to Committee on Education.

House Bill No. 221, introduced by Committee on Education (by request): A bill for an act entitled: "An Act to Amend Section 75-1723, Revised Codes of Montana, 1947, as Amended by Section 10 of Chapter 199 of the Session Laws of Montana of 1949, and As Amended by Section 2 of Chapter 208 of the Session Laws of Montana of 1951, and to Amend Section 75-3801 of the Revised Codes of Montana, 1947, as Amended by Section 12 of Chapter 199 of the Session Laws of Montana of 1949, and as Amended by Section 1 of Chapter 210 of the Session Laws of Montana, 1951, Providing for the Levy of District School Taxes for the Foundation Program and Approved Additions Thereto, and Providing for Any Additional Tax Levies to be Voted Upon by the Electors." Referred to Committee on Education.

House Bill No. 222, introduced by Anderson and Graybill: A bill for an act entitled: "An Act to Amend Section 25-309, of the Revised Codes of Montana, 1947, Relating to Fees of Constables; Providing for an Increase in the Salary of Constables in Townships Having a Population of 12,000 and Not Exceeding 20,000 People, from $900.00 Per Annum to $1,200.00 Per Annum, and in Townships Having a Population of More Than 20,000 People to $2,100.00 Per Anum." Referred to Committee on Townships and Counties.

House Bill No. 223, introduced by Graybill and Omholt: A bill for an act entitled: "An Act to Amend Sections 14-501, 14-502, 14-503, 14-504, 14-508, 14-510 and 14-528 of the Revised Codes of Montana, 1947, and Section 14-530 of the Revised Codes of Montana, 1947, as Amended by Chapter 151, Laws of Montana, 1949, Relating to Rural Electric Co-operatives, to Include Within the Provisions of the Rural Electric Co-operative Act Provisions for Rural Telephone Cooperative Non-Profit Membership Corporations Organized to Furnish Adequate Telephone Service in Rural Areas; Repealing All Acts and Parts of Acts in Conflict Herewith; and Providing When Act Takes Effect." Referred to Committee on Public Utilities and State Commissions.

House Bill No. 224, introduced by Omholt and Graybill: A bill for an act entitled: "An Act to Amend Section 81-803 Revised Codes of Montana, 1947, as Amended by Chapter 99 of the Laws of Montana, 1951, Relating to Granting of Easements for Public Purposes on State Lands; to Provide a Method of Application When the Purpose of the Application is for the Construction and Operation of Telephone Lines." Referred to Committee on Public Utilities and State Commissions.

House Bill No. 225, introduced by Anderson and Bricker: A bill for an act entitled: "An Act to Amend Section 1 of Chapter 243, Laws of 1947, Appearing as Section 4-104 to Section 4-108 of the Revised Codes of Montana, 1947, as Amended by Section 1, Chapter 140, Laws of 1949, Relating to Salaries of State Liquor Store Vendors and Other Employees of State Liquor Stores." Referred to Committee on Liquor Control.

House Bill No. 226, introduced by Graybill and McElwain: A bill for an act entitled: "An Act to Amend Section 23-1006, Revised Codes of Montana, 1947, Relating to Time of State Party Conventions in Presidential Years, to Provide Optional Time for Holding Said Conventions." Referred to Committee on Privileges and Elections.

House Bill No. 227, introduced by Graybill: A bill for an act entitled: "An Act to Amend Section 91-1001 of the Revised Codes of Montana, 1947, Relating to Probate of Foreign Wills; to Provide That No Will of a Resident of the State of Montana Leaving Property in Montana May be Proved As a Foreign Will; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

House Bill No. 228, introduced by Emmons, Cavanaugh, McAndrews: A bill for an act entitled: "An Act to Amend Chapter 82 of the Montana Session Laws of 1937, as Amended by Part IX of Chapter 5 of the Montana Session Laws of 1941, as Amended by Chapter 216 of the Montana Session Laws of 1947 and as Amended by Chapter 192 of the Montana Session Laws of 1949, by Amending Sections 4 and 8 of Part IX of Chapter 5, of the Montana Session Laws of 1941, Providing Increased Payments to Persons Having Silicosis as Defined in the Act, by Authorizing Such Additional Apropriations as May be Necessary to Make Such Increased Payyments, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Workmen's Compensation.

House Bill No. 229, introduced by Committee on Military Affairs: A bill for an act entitled: "An Act to Appropriate Money for Retirement of Montana Armory Board Bonds; Providing for the Retirement of Montana Armory Board Bonds and the Disposition of the Assets of the Montana Armory Board, and the Abolishment of Said Montana Armory Board." Referred to Committee on Appropriations.

House Bill No. 230, introduced by MacDonald, Beck, Michels, Barrett, Emmons: A bill for an act entitled: "An Act Requiring Every Person, Firm, Association, Joint-Stock Company and Corporation Engaging in or Carrying on the Business of Producing, Processing, Manufacturing or Refining of Petroleum, Petroleum Products or Derivatives Drawn From Its Natural Underground Reservoir, in This State or Imported Into This State to Pay to the State Treasurer for Engaging in and Carrying on Such Business, Certain License Taxes for the Exclusive Use and Benefit of the State of Montana; Figuring the Amount of Such License Taxes; Prescribing a Method for the Assessment and Collection Thereof; and Prescribing Penalties for Violations of the Provisions of This Act." Referred to Committee on Highways and Highway Transportation.

House Bill No. 231, introduced by Omholt, Wiedman, Gebhardt, Barrett: A bill for an act entitled: "An Act Relating to the Creation of the Interim Committee to Investigate Subversive and Un-American Activities in the State of Montana; Providing for the Powers of Said Committee, and the Rules Governing Its Conduct; and Appropriating Funds for the Expenses Thereof." Referred to Comimttee on Judiciary.

THIRD READING OF HOUSE BILLS

The following bills, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 50 was passed by the following vote:

Ayes: Armstrong, Babcock, Barnard, Beck, Bricker, Broeder, Cerovski, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Pfohl, Pierce, Reed, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 62.

Noes: None.

Absent and not voting: Atkinson, Barrett, Brownfield, Cavanaugh, Corcoran, Crist, Hawks, Hilger, Leuthold, McDonnell, Nixon, Nybo, Powell, Purdy, Rieder, Rimel, Sippel, Taylor. Total 18.

Excused: Anderson, Arnold, Clowes, Fry, Gleed, Hansen, Higgins, Hughes, Peters Phillips, Regan, Schiltz, Tange, Walton. Total 14.

House Bill No. 129 was passed by the following vote:

Ayes: Armstrong, Babcock, Barnard, Beck, Bricker, Broeder, Cerovski, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Sykes, Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 63.

Noes: Taylor, Tobin (Silver Bow). Total 2.

Absent and not voting: Atkinson, Barrett, Brownfield, Cavanaugh, Corcoran, Crist, Hanson, Hawks, Leuthold, McDonnell, Nixon, Nybo, Rieder, Rimel, Sippel. Total 15.

Excused: Anderson, Arnold, Clowes, Fry, Gleed, Hansen, Higgins, Hughes, Peters, Phillips, Regan, Schiltz, Tange, Walton. Total 14.

House Bill No. 134 was passed by the following vote:

Ayes: Armstrong, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cerovski, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Ringling, Sagunsky, Sales, Sax, Seifert,, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 65.

Noes: None.

Absent and not voting: Atkinson, Barrett, Cavanaugh, Corcoran, Crist, Hanson, Hawks, Leuthold, McDonnell, Nixon, Nybo, Rieder, Rimel, Sippel, Taylor. Total 15.

Excused: Anderson, Arnold, Clowes, Fry, Gleed, Hansen, Higgins, Hughes, Peters, Phillips, Regan, Schiltz, Tange, Walton. Total 14.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Monday, February 2, 1953, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

TWENTY-NINTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 2, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Dempsey, Seifert, both excused; and Cerovski, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-seventh legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 149, respectfully report as follows: That House Bill No. 149 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 127, respectfully report as follows: That House Bill No. 127 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 165, respectfully report as follows: That House Bill No. 165 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 203, respectfully report as follows: That House Bill No. 203 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 219, respectfully report as follows: That House Bill No. 219 do pass.

NORBY, Chairman.

Report adopted.

MESSAGES FROM THE GOVERNOR

February 2, 1953.

Hon. Dean Chaffin
Speaker of the House of Representatives
House Chamber
Helena, Montana

Dear Sir:

I have the honor to inform you that I have today approved House Bill No. 8, by Schiltz and Pfohl:

"An Act to Repeal Sections 48-106, 48-107, 48-108, 48-109 and 48-110 of the Revised Codes of Montana, 1947, relating to miscegenous marriages within the State of Montana and by residents of the State of Montana and to the effects of such marriages and providing penalties for the solemnization of such marriages."

Respectfully,
J. HUGO ARONSON
Governor.

Hon. Dean Chaffin
Speaker of the House of Representatives
House Chamber
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved House Bill No. 23, by Committee on Mines and Mining:

"An Act to amend Section 50-301 (3442) of the Revised Codes of Montana of 1947, relating to time for settlement for ores purchased by smelters, etc."

Respectfully,
J. HUGO ARONSON
Governor.

Hon. Dean Chaffin
Speaker of the House of Representatives
House Chamber
Helena, Montana

Dear Sir:

I have the honor to inform you that I have today approved House Bill No. 31, by Regan, Anderson, Bricker, Norby, Graybill, Gunderson and Steel:

"An Act to amend Section 23-911 and Section 23-913, of the Revised Codes of Montana, 1947, relating to form of petition for nomination and register of candidates."

Respectfully,
J. HUGO ARONSON
Governor.

MESSAGES FROM THE SENATE

January 31, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 20 by Sykes.

House Bill No. 54 by Judiciary Committee.

House Bill No. 56 by Judiciary Committee.

House Bill No. 89 by Mahoney.

House Bill No. 90 by Mahoney.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and

concurred in, title and history agreed to, and the bills are herewith returned to the House:

House Bill No. 41 by Judiciary Committee.

House Joint Resolution No. 1 by Bricker, et al,

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in the Senate Amendments:

House Joint Memorial No. 3 by Wood.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

January 31, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 8 by Larson et al.

Senate Bill No. 19 by Larson et al.

Senate Bill No. 21 by Tibbals et al.

Senate Bill No. 30 by Moritz and Mahoney.

Senate Bill No. 31 by Committee on Stock Growing and Grazing.

Senate Bill No. 34 by Padbury.

Senate Joint Memorial No. 2 by Weydemeyer.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following bills were introduced, read first and second time, and referred to committees:

House Bill No. 232, introduced by Sax, Tange, Michels: A bill for an act entitled: "An Act to Give the State Highway Commission Authority to Provide for the Free Use of Any Ferry or Railroad Bridge by Pedestrians and Vehicles and to Expend State Highway Funds Therefor." Referred to Committee on Highways and Highway Transportation.

House Bill No. 233, introduced by Tobin (Lewis & Clark), by request: A bill for an act entitled: "An Act to Amend Section 46-1714 (3401) of the Revised Codes of Montana of 1947, Relating to Certain Livestock Not to Run at Large in Municipalities, and Providing For the Impounding of the Same Within One (1) Mile of the City Limits of Certain Municipalities, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Affairs of Cities.

House Bill No. 234, introduced by Haines (Prairie), Hilger, Steel, Haines (Flathead): A bill for an act entitled: "An Act Prohibiting the

Importation Into Montana of Farm Implements or Machinery on Which the Serial Numbers Have Been Destroyed, Removed, Altered, Covered or Defaced; Prohibiting the Destruction, Removal, Alteration, Covering or Defacing of the Serial Numbers on Farm Implements or Machinery; Prohibiting the Transportation or Offering For Sale, Selling or Otherwise Disposing of Farm Implements or Machinery Knowing the Same to Have Been Imported Into Montana in Violation of This Act and Providing Penalties for the Violation Hereof." Referred to Committee on Judiciary.

House Bill No. 235, introduced by Gebhardt: A bill for an act entitled: "An Act Amending Chapter 218, Laws of Montana, 1951, Relating to Civil Defense, by Amending Section 2 Thereof, (Section 77-1302, Revised Codes of Montana, 1947), Relating to the Policy and Purpose of the Civil Defense Agency; Amending Section 3 Thereof, (Section 77-1303, Revised Codes of Montana, 1947), Defining Terms; Amending Section 4, Thereof, (Section 77-1304, Revised Codes of Montana, 1947), Creating a State Civil Defense Agency; Amending Section 9 Thereof, (Section 77-1309, Revised Codes of Montana, 1947), Providing for Local Organization for Civil Defense; and Repealing Chapter 29, Laws of Montana, 1949, (Sections 82-2601, 82-2602, 82-2603, 82-2604, and 82-2605, Revised Codes of Montana, 1947) Relating to Montana State Disaster Council." Referred to Committee on Military Afairs.

House Bill No. 236, introduced by Sippel: A bill for an act entitled: "An Act to Amend Section 46-802, Revised Codes of Montana, 1947, Relating to Stock Inspectors and Deputy Stock Inspectors; Providing a Certificate of Inspection Must be Issued Upon Application of Owners of Livestock." Referred to Committee on Livestock and Public Ranges.

House Bill No. 237, introduced by Sippel: A bill for an act entitled: "An Act to Amend Section 46-801 of the Revised Codes of Montana, 1947, as Amended by Chapter 110 of the Session Laws of the State of Montana, 1949, Relating to the Inspection of Livestock Before Removal From Any County in the State; and Providing for Cargo Insurance Relating to Removal of Livestock by Motor Carrier From Any County in the State; and Repealing All Acts in Conflict Therewith." Referred to Committee on Livestock and Public Ranges.

House Bill No. 238, introduced by Nybo, Pierce, Nixon: A bill for an act entitled: "An Act for the Submission to the Qualified Electors of the State of Montana, An Amendment to the Constitution of the State of Montana Prohibiting the Use of Funds Derived From Highway Uses for Other Than Highway Purposes." Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Bill No. 8, introduced by Larson, Mackay, McQuitty: A bill for an act entitled: "An Act to Amend Section 4 of Chapter 194, Laws of 1951; Providing for Standardized Classifications of Expenditures in Operating Budgets; Defining Classifications; Requiring That Such Standardized Classifications be Applied in the Preparation of All Operating Budgets; by Adding Subsection (c) Providing for a Quarterly Allotment System of Expenditures As to Certain Offices, Departments, Bureaus, Commissions, Institutions or Agencies When Authorized by the Governor; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Senate Bill No. 19, introduced by Larson, McQuitty, Worden, Mackay, Tibbals: A bill for an act entitled: "An Act to Amend Section 71-204, Revised Codes of Montana, 1947, Relating to the Authority of the State Board of Public Welfare Over Rule Making, and General Policy and the Administrative and Executive Authority and Functions of the State Administrator and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Senate Bill No. 21, introduced by Tibbals, Larson, McQuitty, Worden, Mackay: A bill for an act entitled: "An Act to Amend Section 71-202 Revised Codes of Montana, 1947, Relating to the Appointment of the Members of the State Board of Public Welfare, Their Removal, Qualifications, Salary, Term and Tenure of Office, Their Powers and Duties, and Repealing Paragraph (f) of Section 71-202 and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Senate Bill No. 30, introduced by Moritz and Mahoney: A bill for an act entitled: "An Act to Amend Section 23-1302 and Section 23-1303, of the Revised Codes of Montana, 1947, Relating to Application of Absentee or Physicaly Incapacitated Persons and Persons Serving With or Attached to the Armed Forces of the United States, for Ballot, Prescribing the Form of Application for Such Ballot, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Privileges and Elections.

Senate Bill No. 31, introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "A Bill to Repeal Certain Sections of the Revised Codes of Montana, 1947, Relating to Stallions and Jacks, Namely: Sections 46-1301, 46-1302, 46-1303, 46-1304, 46-1305, 46-1306, 46-1307, 46-1308, 46-1309, 46-1310, 46-1311, 46-1312, 46-1313, 46-1314, 46-1315, 46-1316, 46-1317, and 46-1318, Revised Codes of Montana, 1947, Relating to the Enrollment or Registration of Stallions or Jacks by a Stallion Registration Board, All of Which Sections Are a Part of and Together Comprise Chapter 13 of Title 46 of the Revised Codes of Montana, 1947, Section 45-1116, Revised Codes of Montana, 1947, Requiring a Stallion Keeper to File a Statement With the County Clerk, Section 45-1117, Revised Codes of Montana, 1947, Relating to Publication of False Pedigrees, and Section 45-1118, Revised Codes of Montana, 1947, Relating to the Lien for Services of a Stallion, Which Sections 45-1116, 45-1117, and 45-1118 Are a Part of Chapter 11 of Title 45 of the Revised Codes of Montana, 1947; Providing That This Act Shall Be In Full Force and Effect From and After Its Passage and Approval." Referred to Committee on Livestock and Public Ranges.

Senate Bill No. 34, introduced by Padbury: A bill for an act entitled: "An Act to Amend Title 91, Section 4414 (91-4414), of the Revised Codes of Montana, 1947, by Amending Subsection (1), Relating to Inheritance Tax and Transfers Totally Exempt." Referred to Committee on Ways and Means.

Senate Joint Memorial No. 2, introduced by Weydemeyer: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the President and the Congress of the United States, to James E. Murray and Mike Mansfield, Senators From the State of Montana, and to Wesley A. D'Ewart and Lee Metcalf, Representatives in Congress From the State of Montana, Urging That in the Planning and Construction of the Proposed Libby Dam in Lincoln County the Economy of the Area and the Livelihood of the People be Safeguarded Through Selection of the Site for the Axis of Such Dam and by Appropriations Required to Provide Services Equal to Those Now Existing; and Requesting Similar Consideration for Montana People in the Case of Other Federal Projects." Referred to Committee on Constitutional Amendments and Federal Relations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of General Orders under rules of the previous session.

Gunderson of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 21 be amended by striking out in line 3 of the title of the printed bill the word "removing" and inserting in lieu thereof the word "amending" and as so amended do pass.

That House Bill No. 118 do pass.

That House Bill No. 142 do pass.

That House Bill No. 143 do pass.

That House Bill No. 144 do pass.

That House Bill No. 145 do pass.

That Substitute House Bill No. 48 be amended in Section 3 by striking out lines 3, 4, 5, 6, 7, 8, and 9 of the printed bill and inserting in lieu thereof the words: "Section 81-1708. Amendment of Existing Leases. The owner or owners of any existing state oil and gas lease shall have the right to exchange it for an amended lease containing the same provisions as to the term of said lease as are then provided by law for state oil and gas leases, upon filing a written application therefor, and upon payment of a sum which is the full market value of the exchange, as determined by the State Board of Land Commissioners; but which amended lease shall be subject to all other provisions, including royalties, contained in the original lease; and shall bear the same commencement date as the original lease." And as so amended do pass.

That Senate amendments to House Joint Memorial No. 3 be concurred in.

GUNDERSON, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Joint Memorial No. 2, House Joint Resolution No. 1.

PFOHL, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 41.

PFOHL, Chairman.

Report adopted.

I have examined House Joint Memorial No. 2, introduced by me and find the same to be correct.

JUEDEMAN

I have examined House Joint Resolution No. 1 introduced by me and find the same to be correct.

BRICKER

I have examined House Bill No. 41 introduced by the Committee on Judiciary and find the same to be correct.

SYKES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 21, 144, 145, Substitute House Bill No. 48.

HILGER, Vice-Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 107, respectfully report as follows: That House Bill No. 107 be referred to the Committee on Judiciary.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 118, 143, 142.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Substitute House Bill No. 22, respectfully report as follows: That Substitute House Bill No. 22 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 12, respectfully report as follows: That House Bill No. 12 do not pass, but that

Substitute House Bill No. 12, a bill for an act entitled: "An act to legalize and regulate the commerce within the State of Montana of oleomargarine colored yellow; by amending Section 3 of Chapter 138, Laws of 1949, to provide such product may be manufactured, sold, offered or exposed for sale, transported, served in public eating places, and possessed with intent to sell as provided in this act; by repealing Sections 4 and 6 of Chapter 138, Laws of 1949, which prescribed certain penalties and the procedure for condemnation of yellow oleomargarine; by providing identification of yellow oleomargarine when it is served in public eating places; by regulating the advertising of yellow oleomargarine; by amending section 3-2437, Revised Codes of Montana, 1947, relating to the use of certain products in state institutions, by removing the prohibition against oleomargarine; by amending Section 3-2443, Revised Codes of Montana, 1947, containing definitions and relating to the use and regulation of coloring matter, by deleting the definitions therein and prohibiting the use of poisonous coloring matter in oleomargarine; by repealing Sections 3-2435, 3-2473, 3-2474, and 3-2475, Revised Codes of Montana, 1947, and all acts and parts of acts in conflict herewith; providing Sections 2, 5, and 7 through 20, Chapter 138, Laws of 1949, and Section 3-2444, Revised Codes of Montana, 1947, are not amended or altered in any way; providing for the severability of the provisions of this act; and providing an effective date for this act." Do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 60, respectfully report as follows: That House Bill No. 60 do not pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 176, respectfully report as follows: That House Bill No. 176 do pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 177, respectfully report as follows: That House Bill No. 177 do pass.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 164, respectfully report as follows: That House Bill No. 164 be amended as follows: Insert on line 16, page 2 immediately following the period, the following sentence:

"However, in the event the number of applications received is not equal to the number of game species desired killed by the Fish and Game Commission, re-application may be made by those valid license holders of the current year who may fall within the ten (10) year limitation." And as amended, do pass.

ARMSTRONG, Chairman.

Report adopted.

The Speaker signed the following in open session: House Bill No. 41, House Joint Resolution No. 1, House Joint Memorial No. 2.

MESSAGE FROM THE SENATE

February 2, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration: House Bill No. 54 by Judiciary Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that the request of the Senate that House Bill No. 54 be returned be complied with.

Graybill, having voted with the prevailing side, moved that the adoption of the adverse committee report on House Bill No. 62 be reconsidered. Motion seconded and carried.

Graybill moved that House Bill No. 62 be re-referred to the Committee on Liquor Control. Seconded and carried.

A motion was made by Wiedman, duly seconded and carried, that the special committees appointed to investigate conditions of the Montana State Prison at Deer Lodge and the State Training School at Boulder be granted to and including February 15, 1953, to complete their reports.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all apropriation measures having been read at length:

Substitute House Bill No. 12, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act to Legalize and Regulate the Commerce Within the State of Montana of Oleomargarine Colored Yellow; by Amending Section 3 of Chapter 138, Laws of 1949, to Provide Such Product May be Manufactured, Sold, Offered or Exposed for Sale, Transported, Served in Public Eating Places, and Possessed With Intent to Sell as Provided in This Act; by Repealing Sections 4 and 6 of Chapter 138, Laws of 1949, Which Prescribed Certain Penalties and the Procedure for Condem-

nation of Yellow Oleomargarine; by Providing Identification of Yellow Oleomargarine When It Is Served in Public Eating Places; by Regulating the Advertising of Yellow Oleomargarine; by Amending Section 3-2437, Revised Codes of Montana, 1947, Relating to the Use of Certain Products in State Institutions, by Removing the Prohibition Against Oleomargarine; by Amending Section 3-2443, Revised Codes of Montana, 1947, Containing Definitions and Relating to the Use and Regulation of Coloring Matter, by Deleting the Definitions Therein and Prohibiting the Use of Poisonous Coloring Matter in Oleomargarine; by Repealing Sections 3-2435, 3-2473, 3-2474, and 3-2475, Revised Codes of Montana, 1947, and All Acts and Parts of Acts in Conflict Herewith; Providing Sections 2, 5, and 7 Through 20, Chapter 138, Laws of 1949, and Section 3-2444, Revised Codes of Montana, 1947, Are Not Amended or Altered in Any Way; Providing for the Severability of the Provisions of This Act; and Providing an Effective Date for This Act." Referred to Committee on Printing.

House Bill No. 239, introduced by Bricker: A bill for an act entitled: "An Act to Repeal Chapter 44 of the Session Laws of Montana of 1951, Relating to the Recording by City, Town and County Clerks of Notice of Proceedings for the Installation of Special Improvements." Referred to Committee on Judiciary.

House Bill No. 240, introduced by Smith and Reed: A bill for an act entitled: "An Act to Appropriate Money Out of the State Public School Equalization Fund to Pay the Salary of a Supervisor and the Expenses of Carrying Out the Provisions of Sections 75-1401, 75-1402, 75-1403 and 75-1404, of the Revised Codes of Montana, 1947, Relating to the Discovery and Instruction of the Exceptional Children in the Montana Public Schools for the Period Beginning July 1, 1953, and Ending June 30, 1955." Referred to Committee on Appropriations.

House Bill No. 241, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Amend Section 92-116 of the Revised Codes of Montana, 1947, Relating to Placing of the Administration of the Workmen's Compensation Act by the Industrial Accident Board Upon a Self-Sustaining Basis, and Providing for an Allotment to the Industrial Accident Board From the Premium Income Received Under Plan III; Providing for a Budget to be Prepared by the Industrial Accident Board, Repealing All Acts in Conflict Therewith and Providing That This Act Shall Take Effect Immediately Upon Its Passage and Approval." Referred to Committee on Workmen's Compensation.

House Bill No. 242, introduced by the Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for Operation and Expenses of the Governor's Mansion for the Remainder of the Current Fiscal Year Ending June 30, 1953, It Having Been Determined That the Appropriation Made by the Thirty-second Legislative Assembly is Insufficient." Referred to Committee on Appropriation.

House Bill No. 243, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for Certain Deficiency Claims Arising for Obligations Incurred by the 1951 Legislative Assembly of the State of Montana." Referred to Committee on Appropriations.

House Bill No. 244, introduced by Tange: A bill for an act entitled: "An Act to Amend Section 84-2202, Revised Codes of Montana, 1947, Relating to the Oil Producers' License Tax—Amount—Exceptions, to Provide for the Raising of the Tax From Two to Four Per Centum." Referred to Committee on Ways and Means.

House Bill No. 245, introduced by Hancock, Fry, Crist, Pierce: A bill for an act entitled: "An Act to Provide That When Cash is Deposited With a Justice of the Peace or a Police Magistrate, the Official Receiving Such Bail Shall Deposit it With the County Treasurer or the City Treasurer as

the Case May Be; to Provide Further That the Officer With Whom Such Monies Are Deposited, Shall Hold the Same Subject to the Order of the Justice of the Peace or Magistrate Depositing the Same." Referred to Committee on Judiciary.

House Bill No. 246, introduced by Bricker: A bill for an act entitled: "An Act to Amend Section 19-107 of the Revised Codes of Montana, 1947, Relating to the Observance of Certain Legal Holidays for the State of Montana; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

House Bill No. 247, introduced by Haines (Prairie), Armstrong, Graybill: A bill for an act entitled: "An Act Providing for Construction of Armories for the Montana National Guard and Montana Air National Guard; Providing for Participation Under Pl. 783, 81st Congress; Designating the Adjutant General of Montana as Contracting Officer for the Purposes of This Act; Appropriating Funds to Match Federal Funds; Authorizing Cities and Counties to Provide Sites for Armories." Referred to Committee on Appropriations.

House Bill No. 248, introduced by Purdy: A bill for an act entitled: "An Act to Amend Section 4-170, Revised Codes of Montana, 1947, Relating to Canvassing of Orders for Sale or Purchase of Liquor by Providing That the Provisions of Subdivision 1 of Said Section 4-170 Shall Not be Construed to Prevent Activities Designed to Promote the Sale by Retail Liquor Licensees of Particular Brands or Varieties of Liquor, Spirits, or Wines." Referred to Committee on Liquor Control.

House Bill No. 249, introduced by Purdy: A bill for an act entitled: "An Act to Amend Section 4-153, Revised Codes of Montana, 1947, Relating to Members and Employees of the Board Being Interested in Liquor Sales or Receiving Gifts, Commissions or Remunerations by Providing That It Shall Not be Unlawful for a Member of the Board to be Interested in or Engaged in the Liquor Business; and to Amend Section 4-422 Revised Codes of Montana, 1947, Relating to Members or Employees of the Board Being Liquor Dealers, by Providing That it Shall Not Be Unlawful for a Member of the Board to be a Liquor Dealer." Referred to Committee on Liquor Control.

House Bill No. 250, introduced by McAndrews, Wood, McElwain, Schiltz, Hanson, Pfohl, Johnson (Silver Bow), Tobin (Lewis & Clark), Emmons, Michels, Mahoney, Armstrong, Barrett: A bill for an act entitled: "An Act Relating to Motor Vehicle Fees and Taxes; Providing for Payment of Fees for Commercial Use of Public Highways Based Upon Miles Driven; Defining Terms; Exempting Certain Motor Vehicles; Providing for Administration by Montana State Highway Commission; Providing Power to Make Rules and Regulations and Prescribe Forms and Require Reports; Providing Rates Based on Miles of Highway Travel Within Montana; Providing for Deposit and Use of Funds Collected; Providing Penalties and Enforcement; Providing a Credit of Fees Paid Under Gross Weight Law (Chapter 219, Laws of 1951); Providing a Saving Clause; Providing An Effective Date." Referred to Committee on Highways and Highway Transportation.

House Bill No. 251, introduced by Wilson, Arnold, Marsenich, Leuthold, Rieder, Reed, Wiedman: A bill for an act entitled: "An Act to Authorize the State of Montana to Become Indebted for the Sum of Two Million, Two Hundred Fifty Thousand Dollars ($2,250,000.00) in Excess of the Constitutional Limitation of Indebtedness and Over and Above Any Bonded Indebtedness Heretofore Incurred or Created and for Which the State of Montana is Now Obligated, for the Construction, Repair and Equipment of Necessary Buildings, Other Permanent Improvements, Acquisition of Necessary Grounds Therefor for the Montana State Training School at Boulder, Montana, and the Acquisition of Farm Lands to be Used in Connection Therewith and for the Suport Thereof; Providing for the Issuance of Bonds

in the Name of the State of Montana as Evidence of Such Indebtedness and for the Sale Thereof; Prescribing the Form of Such Bonds and Providing for a Levy of an Annual Tax Sufficient to Pay the Principal Thereof and the Interest Accruing Thereon; and Providing for a Referendum of This Act." Referred to Committee on Judiciary.

House Bill No. 252, introduced by Committee on Livestock and Public Ranges (by request): A bill for an act entitled: "An Act Providing That the Board of County Commissioners May Set Up County Livestock Protective Committees; Providing for Petitions, and for Appointment, and Duties of Committee; Providing for Appointment of a Special Livestock Deputy for County and Prescribing His Duties and Compensation; Providing That Levy May be Made on Livestock in County for the Purposes of This Act; Providing for Cooperation With the Montana Livestock Commission, Sheriff and Boards of County Commissioners; Providing for Discontinuing Such Committee; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Livestock and Public Ranges.

House Bill No. 253, introduced by Dwyer: A bill for an act entitled: "An Act to Amend Section 91-520, Revised Codes of Montana, 1947, as Amended by the 1951 Legislative Assembly, Relating to the Period Provided for Dissolution of Trusts Therein Created and Setting Forth Extensions and Limitations of Such Period and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 254, introduced by Brownfield, Hilger, Nixon, Beck, Haines (Prairie), A bill for an act entitled: "An Act Authorizing the Filing and Enforcing of a Lien Upon Grains or Crops for Labor or Service Performed, and Materials Furnished in Crop Dusting or Spraying Such Grains or Crops and Fixing the Effective Date of Said Act." Referred to Committee on Agriculture, Dairying and Horticulture.

THIRD READING OF HOUSE BILLS

The following, having been read three several times, were disposed of as follows:

House Bill No. 118 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Cerovski, Clowes, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hilger, Hughes, McElwain, Mahoney, Omholt, Powell, Reed, Tobin (Lewis & Clark), Toole. Total 16.

Excused: Dempsey, Seifert. Total 2.

House Bill No. 142 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee,

Dwyer, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: Emmons, Goodgame, McAndrews, Marsenich. Total 4.

Absent and not voting: Cerovski, Crist, Hansen, McElwain, Omholt, Pierce, Schiltz, Toole. Total 8.

Excused: Clowes, Dempsey, Fry, Gleed, Hughes, Seifert, Taylor. Total 7.

House Bill No. 143 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Emmons, Gershmel, Goodgame, McAndrews, Marsenich. Total 5.

Absent and not voting: Cerovski, Crist, Hansen, Omholt, Toole. Total 5.

Excused: Clowes, Dempsey, Fry, Gleed, Hughes, Seifert, Taylor. Total 7.

House Bill No. 144 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Emmons, Goodgame, Johnson (Silver Bow), McAndrews, Marsenich. Total 5.

Absent and not voting: Cerovski, Crist, Hansen, Higgins, McDonnell, Nixon, Philips, Toole. Total 8.

Excused: Clowes, Dempsey, Fry, Gleed, Hughes, Seifert, Taylor. Total 7.

House Bill No. 145 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Fulton,

Gebhardt, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: Emmons, Gershmel, Goffena, Goodgame, Johnson (Silver Bow), McAndrews, Marsenich. Total 7.

Absent and not voting: Barrett, Cerovski, Crist, Hansen, Hawks, Hess, McDonnell, McElwain, Nixon, Sippel, Toole. Total 11.

Excused: Clowes, Dempsey, Fry, Gleed, Hughes, Seifert, Taylor. Total 7.

House Bill No. 21 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: Goffena, Iten. Total 2.

Absent and not voting: Cerovski, Crist, Hansen, Higgins, Nybo, Ringling, Toole. Total 7.

Excused: Clowes, Dempsey, Fry, Gleed, Hughes, Seifert, Taylor. Total 7.

Substitute House Bill No. 48 was passed by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Corcoran, Dwyer, Fry, Fulton, Gebhardt, Gleed, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hilger, Hughes, Johnson (Granite), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wiedman, Wilson, Mr. Speaker. Total 57.

Noes: Anderson, Barnard, Barrett, Beck, Cavanaugh, Clowes, Durkee, Emmons, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Hawks, Hess, Iten, Johnson (Silver Bow), MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Rieder, Rimel, Tange, VanDyke, Wetzsteon, Wood. Total 30.

Absent and not voting: Cerovski, Crist, Hansen, Toole. Total 4.

Excused: Dempsey, Seifert, Taylor. Total 3.

A motion was made by Wood, duly seconded and carried that consideration of Senate amendments to House Joint Memorial No. 3 on Third Reading be passed for the day.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Joint Memorial No. 2, House Joint Resolution No. 1, and House Bill No. 41, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:30 o'clock p. m. delivered to the Governor for his approval.

PFOHL, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 3:45 p. m. this day.

House recessed.

House resumed. Mr. Speaker in the Chair.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 255, introduced by Barrett, Omholt, Durkee: A bill for an act entitled: "An Act to Amend Chapter 3 of Title 78, Section 302, of the Revised Codes of Montana, 1947, Relating to the Power of the Commission to Expend Funds for Furniture and Other Furnishings for the Veterans-Pioneers Memorial Building; Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Military Affairs.

House Bill No. 256, introduced by Juedeman and Seifert: A bill for an act entitled: "An Act Authorizing the Boards of County Commissioners of This State to Establish a Program for Increasing Precipitation; Providing That Landowners May Petition for Said Program; Providing for a Public Hearing and Notice Thereof; Providing That Said Program May be Operated in Conjunction With Other Counties Within This State, and Providing for the Levying of Taxes for the Support of Such Program." Referred to Committee on Townships and Counties.

House Bill No. 257, introduced by Broeder (by request): A bill for an act entitled: "An Act Relating to Title Abstractors and Regulations of Abstractors, for the Application for License and/or Certificate of Authority; Records Required; County Commissioners to Issue License and/or Certificate of Authority; Bonds or Other Securities to be Filed With the Clerk of Board of Commissioners; Seal to be Affixed; Prima Facie Evidence of Contents of Abstracts and Continuations Thereto; Clerk of Board to Provide Space in His Office; Definition of Dormant or Dead Instruments That Do Not Affect Title; Maximum Schedule of Fees; Duty of Board of County Comimssioners as to the Monopoly of the Peoples Public Records; and Repealing Clause." Referred to Committee on Townships and Counties.

House Bill No. 258, introduced by Michels and Beck: A bill for an act entitled: "An Act to Amend Section 75-1805 of the Revised Codes of Montana, 1947, Relating to the Creation of New Districts Out of Other Districts—Change of Boundaries by Providing for Changes in the Qualifications of Petitioners Required for Transfer of Territory from One District to Another." Referred to Committee on Education.

House Bill No. 259, introduced by Haines (Missoula): A bill for an act entitled: "An Act to Amend Sections 40-1430; 40-1919 and 40-2007, Revised Codes of Montana, 1947, Relating to Furnishing of Annual Statement Forms to Insurance Companies for the Filing of Annual Statements Required by Law." Referred to Committee on Banking and Insurance.

House Bill No. 260, introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An Act to Amend Section 5-910 of the Revised Codes of Montana, 1947, Relating to the Special Examination and the Fees For Same and for the Raising of Said Fee and Making State Per Diem Regulations Applicable to Said Examination." Referred to Committee on Ways and Means.

House Bill No. 261, introduced by Committee on Ways and Means (by request): A bill for an act entitled: "An Act to Amend Section 5-908 of the Revised Codes of Montana, 1947, Relating to Payments by Banks, Investment and Trust Companies to the State Treasurer for Purposes of a Just Distribution of the Expenses of Examination for the Purpose of Increasing the Amounts of the Annual Payments and Basing the Amount Thereof Upon Assets Instead of Capital Stock." Referred to Committee on Ways and Means.

House Bill No. 262, introduced by Peters, O'Connor, Hawks: A bill for an act entitled: "An Act to Appropriate Money for the Commission on Investigation of Contract Awards as Created by the Legislative Assembly of Montana; to Provide Money for the Complete Review and Investigation of All Contracts Awarded by the State of Montana and to Report and Recommend a Program of Improvement and Report Any Violations of the Laws of Montana; to Provide for Necessary Expenses of Such Review and Investigation." Referred to Committee on Appropriations.

House Bill No. 263, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Purchase of Cumulative Pocket Supplements of 1953." Referred to Committee on Appropriations.

House Bill No. 264, introduced by Higgins: A bill for an act entitled: "An Act to Amend Section 71-214, Revised Codes of Montana, 1947, Relating to the County Welfare Board; Providing That the Number of Members of the Board Shall be Enlarged to Include Two Laymen, One or Both of Whom May be Indians in Certain Instances; Providing That the County Commissioners, Ex Officio, be Members of the Welfare Board; Providing That Indian Agents Shall be Ex Officio Members in Those Counties Having an Indian Reservation Thereon; and Providing for Compensation." Referred to Committee on Social Security.

House Bill No. 265, introduced by Higgins: A bill for an act entitled: "An Act to Amend Section 94-2425, Revised Codes of Montana, 1947; Relating to Making Racing Bets Unlawful; Providing for the Establishment of a Racing Commission; the Qualifications, Appointments, and Compensation of Members Thereof; Providing for Legalizing Pari Mutuel Method, Permitting Operation Only Within Enclosures, Providing for the Sale of Tickets or Certificates, Setting Maximum Commissions, Providing for Rules and Regulations, Compliance by Licensees, Representatives of Commission, Appointment, Compensation, Revocation or Cancellation of Licenses, Notice, Hearing, Effect; Providing When Illegal Use of Pari Mutuel Method, Providing for Taxes Levied, Rates, Records, and Providing That This Act Shall Not Repeal Any Other Laws But Shall Operate as an Exception Thereto." Referred to Committee on State Boards and Institutions.

House Bill 266, introduced by McElwain, Haines (Missoula), O'Connor, MacDonald, Dwyer: A bill for an act entitled: "An Act to Provide for the Issue and Sale by the State Board of Examiners of Bonds for the Purpose of Constructing, Building and Furnishing Quarters for the Governor and Purchasing a Site on Which Said Quarters Shall be Erected; Providing for the Selection of Said Site by the State Board of Examiners; Designating the Funds From Which Said Bonds Shall Be Paid; Providing for a Governor's Quarters Construction Interest and Sinking Fund; Enumerating the Powers and Duties of the State Board of Examiners in Carrying Out the Provisions of This Act." Referred to Committee on Judiciary.

House Bill No. 267, introduced by Barnard: A bill for an act entitled: "An Act to Amend Section 11-2247 of the Revised Codes of Montana, 1947, Relating to Resolution of Intention, Notice, Protest, Hearings, Installation of System, and Providing for a Special Election to be Called Within a Proposed Special Improvement District." Referred to Committee on Affairs of Cities.

House Bill No. 268, introduced by Haines (Missoula): A bill for an act entitled: "An Act Relating to the Limitation on Amount of Tax Levy for General Municipal or Administrative Purposes in Cities and Towns Operating Under and Governed by the Commission Form of Government, Same Being Title 11, Chapter 31, Revised Codes of Montana, 1947; Providing for the Distribution of the Funds Derived Therefrom by the Council or Commission in Each Such City or Town; Providing the Limitation on the Amount of Tax Levy for Parks, Swimming Pools, Skating Rinks, Playgrounds, Civic Centers, Youth Centers, Museums and Combinations Thereof; Providing That the Tax Levy for All Such General Municipal or Administrative Purposes Shall Not Exceed Two and Four-tenths (2 4/10) Per Centum of Assessed Value of the Taxable Property of Such Cities and Towns." Referred to Committee on Affairs of Cities.

House Bill No. 269, introduced by Reed (by request): A bill for an act entitled: "An Act to Amend Section 94-9818 of the Revised Codes of Montana, 1947, Relating to Parole of Prisoners in the State Prison; and Providing Any Person Convicted Under Provisions Relating to Narcotic Drugs Shall Not be Eligible for Parole; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

House Bill No. 270, introduced by Rimel: A bill for an act entitled: "An Act to Amend Section 23-1307 of the Revised Codes of Montana, 1947, Relating to Voting by Absent Electors, and Providing for Marking and Swearing to Ballot by Electors." Referred to Committee on Privileges and Elections.

House Bill No. 271, introduced by McElwain and Emmons: A bill for an act entitled: "An Act Permitting Actions on Tort Claims Against the State of Montana to the Extent of Twenty-five Hundred and No/100 Dollars ($2,500.00) and Describing the Practice and Procedure Therefor. Referred to Committee on Judiciary.

House Bill No. 272, introduced by O'Connor and Smith: A bill for an act entitled: "An Act Making it Unlawful for Retail or Wholesale Stores Selling, Serving, Handling or Storing Foods, Vegetables, Medicines or Drugs for Human Consumption to Sell, Store or Handle Flowers, Plants and Nursery Stock and Providing a Penalty for Violations of This Act." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 273, introduced by Schiltz and Graybill: A bill for an act entitled: "An Act to Amend Section 21-106 of the Revised Codes of Montana, 1947, Relating to the Definition of Such Extreme Cruelty as is Necessary for Obtaining a Divorce and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

House Joint Resolution No. 2, introduced by Anderson and Regan: "A Resclution Requesting the Governor to Appoint a Commission of Five Residents to Investigate and Study (A) the Distribution and Sale of Obscene, Indecent, Lewd and Lurid Films and Printed Matter, and (B) the Effect Thereof on the Public, Particularly Children, and (C) Whether Existing Statutes Pertaining Thereto and Their Enforcement Are Adequate; and Providing That Such Committee Report Its Findings to the 34th Legislative Assembly of the State of Montana." Referred to Committee on Public Health, Morals and Safety.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Tuesday, February 3, 1953, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

THIRTIETH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 3, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Dempsey, Toole, both excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the twenty-ninth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 43, 45, and 106, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Townships and Counties, having had under considertaion House Bill No. 222, respectfully report as follows: That House Bill No. 222 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 213, respectfully report as follows: That House Bill No. 213 be amended by deleting Section 3, and as so amended do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 168, respectfully report as follows: That House Bill No. 168 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 214, respectfully report as follows: That House Bill No. 214 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 186, respectfully report as follows: That House Bill No. 186 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 200, respectfully report as follows: That House Bill No. 200 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 261, respectfully report as follows: That House Bill No. 261 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 260, respectfully report as follows: That House Bill No. 260 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Employment, respectfully report as follows: the following attaches are employed effective this date:

Stenographers..... Dorothy Erickson
Rosmary Riddock Olive Henry

GEBHARDT, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 2, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 13 by McElwain et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Substitute for Senate Bill No. 12 by Judiciary Committee.

Senate Bill No. 23 by Hibbs.

Senate Bill No. 29 by Moritz and Mahoney.

Senate Bill No. 42 by Committee on Education.

Senate Bill No. 43 by Committee on Education.

Senate Bill No. 45 by Committee on Education.

Senate Bill No. 47 by Mahoney.

Senate Joint Memorial No. 3 by Hibbs et al.

Senate Joint Memorial No. 4 by Committee on Irrigation and Water Conservation.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to comimttees, all appropriation measures having been read at length:

House Bill No. 274, introduced by Graybill: A bill for an act entitled: "An Act to Amend Section 5-1007, Revised Codes of Montana, 1947, Relating to the Liability of a Bank Paying Forged Checks, Providing Exceptions Thereto, Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Banking and Insurance.

House Bill No. 275, introduced by Graybill, Dwyer, Schiltz, Smith: A bill for an act entitled: "An Act Relating to the Judicial Department of the State of Montana; Providing for the Retirement of District Court Judges and Justices of the Supreme Court, Subject to Being Called Into Service for Certain Purposes; Creating a Judicial Department Retirement Fund; Authorizing the Investment of Such Fund; and Holding the Same for Retirement Pay." Referred to Committee on Judiciary.

House Bill No. 276, introduced by Graybill, Dwyer, Schiltz, Smith: A bill for an act entitled: "An Act to Amend Section 25-232, Revised Codes of Montana, 1947, and Section 25-233, Revised Codes of Montana, 1947, Relating to the Fees to be Collected by the Clerk of the District Courts and Providing for the Disposition of Such Fees and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 277, introduced by Graybill, Dwyer, Schiltz, Smith: A bill for an act entitled: "An Act to Amend Section 82-503, Revised Codes of Montana, 1947, Relating to the Fees to be Collected by the Clerk of the Supreme Court; Providing for the Disposition Thereof; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

House Bill No. 278, introduced by Walton and Bricker: A bill for an act entitled: "An Act to Amend Section 89-829 of the Revised Codes of Montana, 1947, Relating to the Method of Appropriation of Waters; to Amend Section 89-830 of the Revised Codes of Montana, 1947, Relating to the Issuance, Publication and Service of Summons in an Action to Appropriate Waters; and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Irrigation and Water Conservation.

House Bill No. 279, introduced by MacDonald: A bill for an act entitled: "An Act to Repeal Section 69-3005 of the Revised Codes of Montana, 1947, Relating to a Division of Hospital Survey and Construction by Abolishing the Advisory Hospital Council, as Created by Section 69-3005 of the Revised Codes of Montana, 1947, and to Transfer the Powers and Duties Thereof to the Advisory Hospital Council for Which Provision is Made in Section 69-2910 of the Revised Codes of Montana, 1947." Referred to Committee on State Boards and Institutions.

House Bill No. 280, introduced by MacDonald: A bill for an act entitled: "An Act to Repeal Chapter 2 of Title 28 of the Revised Codes of Montana, 1947; to Abolish the Forest Lands Advisory Commission." Referred to Committee on State Boards and Institutions.

House Bill No. 281, introduced by MacDonald: A bill for an act entitled: "An Act to Repeal Sections 1, 2, 3, 4, 5, 6, and 7, of Chapter 228 of the Session Laws of Montana, 1951, to Abolish the Charles M. Russell Memorial Commission." Referred to Committee on State Boards and Institutions.

House Bill No. 282, introduced by MacDonald: A bill for an act entitled: "An Act to Amend Section 68-501 of the Revised Codes of Montana, 1947, to Provide That the Terms of Office of Members of the Board of Administration of the Public Employees Retirement System Shall be Five (5) Years; Provided That the Terms of Those First Appointed After This Act Takes Effect Shall be for Terms Respectively of One (1), Two (2), Three (3), Four (4), and Five (5) Years; and to Provide Further That the Per Diem Compensation of Members of the Board Shall Be Paid Only to Those Members Who Are Not Members of the Public Employees Retirement System." Referred to Committee on State Boards and Institutions.

House Bill No. 283, introduced by Fulton, Omholt, Reed: A bill for an act entitled: "An Act Relating to the Oil and Gas Resources of Montana; Declaring the Purposes of This Act; Creating the Montana Petroleum Resource Survey Commission to Study the Oil and Gas Resources of Montana and Prescribing the Powers and Duties of Said Commission and Appropriating Funds for the Expenses Thereof." Referred to Committee on Appropriations.

House Bill No. 284, introduced by Haines (Missoula): A bill for an act entitled: "An Act Requiring Licenses for the Sale or Distribution of Premiums or Bonuses for Sale of Merchandise; Providing for Issuance of License, Fee for the Same, Contents of License, Exemption of Retail Merchants and Consumers, Penalty Provision, Severability Provision; Repealing All Acts or Parts of Acts in Conflict Therewith." Referred to Committee on Ways and Means.

House Bill No. 285, introduced by Hilger, Brownfield, Peters, Nixon: A bill for an act entitled: "An Act to Amend Section 84-301, Revised Codes of Montana, 1947, Relating to the Classification of Property for Taxation, and Repealing All Acts or Parts of Acts in Conflict Therewith." Referred to Committee on Ways and Means.

House Bill No. 286, introduced by Sykes, Smith, by request: A bill for an act entitled: "An Act Amending Section 94-35-248, Revised Codes of Montana, 1947, Defining Vagrants and Prescribing Punishment Therefor; Providing That the Definition of a Vagrant Shall Include Every Person Begging, Asking or Gathering Alms on the Streets, Highway or the Road or From Door to Door; Providing for Effective Date of Act; Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Substitute Senate Bill No. 12, introduced by Committee on Judiciary: A bill for an act entitled: "An Act Providing That Any Person Who, Without the Consent of the Warden, Shall Furnish or Attempt to Furnish, or Aid or Assist in Furnishing to Any Prisoner Confined in the State Prison, Any Alcohol, Brandy, Whiskey, Rum, Gin, Beer, Ale, Porter, Wine, Spirituous, Vinous, Malt, or Fermented Liquor, Liquids and Compounds, Whether Medicated, Proprietary, Patented or Not, and by Whatever Name Called, Containing One-half (½) of One Per Centum (1%) or More of Alcohol by Volume Which Are Fit for Use for Beverage Purposes, Knives, Razors, Drugs, Narcotics, Guns, Ammunition, Ropes, Ladders, Civilian Clothing, or Money to Such Prisoner, or Any Prisoner Who, Without the Consent of the Warden, Shall Receive, Attempt to Receive, or Aid or Assist in Receiving or Attempting to Receive Any of Such Things, Shall be Deemed Guilty of a Felony and Upon Conviction Thereof Shall be Punished by Imprisonment in the State Prison for a Term Not Exceeding Ten

(10) Years, or a Fine Not Exceeding Ten Thousand Dollars ($10,000), or Both." Referred to Committee on Judiciary.

Senate Bill No. 23, introduced by Hibbs: A bill for an act entitled: "An Act to Amend Section 93-6207 of the Revised Codes of Montana, 1947, Relating to the Issuance of an Order for the Service of Summons in an Action to Quiet Title to Real Property Upon All Unknown Claimants, by Publication and Relating to the Affidavit of Due Diligence in Seeking Unknown Claimants Which is a Prerequisite to Such Order and Providing for the Contents and Effect of Such Affidavit and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Senate Bill No. 29, introduced by Moritz and Mahoney: A bill for an act entitled: "An Act to Amend Section 23-503, Revised Codes of Montana, 1947, Relating to the Method of Registering and Prescribing Persons Before Whom Such Registration May be Made." Referred to Committee on Privileges and Elections.

Senate Bill No. 42, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-1630 of the Revised Codes of Montana, 1947, as Amended by Chapter 207, Laws of 1951, Relating to Transfer of Funds for Pupils Attending School Outside of Their Own District, by Providing for Reciprocal Agreements on Tuition Payments Between Montana and Neighboring States." Referred to Committee on Education.

Senate Bill No. 43, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-4230, Revised Codes of Montana, 1947, as Amended by Chapter 106, Laws of 1951, Relating to Attendance Outside of County of Residence—Transfer of Apportionments, by Providing for Reciprocal Agreements on Tuition Payments Between Montana and Neighboring States." Referred to Committee on Education.

Senate Bill No. 45, introduced by Senate Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-1813, Revised Codes of Montana, 1947, as Amended by Chapter 32, Laws of 1951, Relating to Consolidated Districts, Procedure in Event of Consolidation and Bonded Debts to Provide for the Division of a Third Class District Upon Consolidation With First and Second Class Districts." Referred to Committee on Education.

Senate Bill No. 47, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 32-314, Revised Codes of Montana, 1947, Relating to Inspection of Highways and Construction Work—Compensation, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Townships and Counties.

Senate Joint Memorial No. 3, introduced by Hibbs, Brewer, Moritz: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to President Dwight D. Eisenhower, Secretary of Commerce Sinclair Weeks, and to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators from Montana; and to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives in Congress From Montana, Endorsing Lelland M. Cowan for the Office of Commissioner of Interstate Commerce and Recommending His Appointment to That Office." Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Joint Memorial No. 4, introduced by Committee on Irrigation and Water Conservation: "A Memorial to the Congress of the United States and to Dwight D. Eisenhower, President of the United States; Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators for Montana; the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen for Montana; the Honorable Douglas Mc-

Kay, Secretary of the Interior, Requesting the Introduction and Enactment Into Law of the Necessary and Proper Legislation Authorizing That Sufficient Appropriations be Provided the Bureau of Reclamation for the Immediate Construction of Yellowtail Dam Located in Big Horn County in Southern Montana." Referred to Committee on Irrigation and Water Conservation.

MOTIONS AND RESOLUTIONS

A motion was made by Bricker, duly seconded and carried, that the Committee on Social Security have five (5) more day's time in which to consider House Bill No. 93.

THIRD READING OF HOUSE BILLS

Senate amendments to House Joint Memorial No. 3 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: none.

Absent and not voting: Arnold, Barnard, Durkee, Emmons, Gershmel, Hansen, Hanson, McAndrews, Mahoney, Nybo, Omholt, Reed, Sippel, Smith, Taylor. Total 15.

Excused: Dempsey, Hawks, Toole. Total 3.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 64, 94, 125, 127, 131, 153, 154, 165, and Substitute House Bill No. 34, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 139, respectfully report as follows: That House Bill No. 139 be amended as follows:

Amend Section One, paragraph five (5) of the original bill in line twelve (12), page three (3) by inserting after the word "use", the following words: "provided taxes need not be paid on any motor vehicle until application for license is made or such motor vehicle is used on the highways of the state"; and as amended do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Parks and Forests, having had under consideration House Bill No. 102, respectfuly report as follows: That House Bill No. 102 be amended to read as follows:

In Section 1, page 1, line 16, by striking out the words "Seven Thousand, Five Hundred Dollars ($7,500.00) per annum," and inserting in lieu thereof, the words "not to exceed Six Thousand Dollars ($6,000.00), in the discretion of the State Land Board.";

And be further amended in Section 1, page 1, line 25, by striking out the words, "or the State Board of Forestry or the State Park Commission."; and as amended do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 85, respectfully report as follows: That House Bill No. 85 do not pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 162, respectfully report as follows: That House Bill No. 162 be amended as follows: by striking out beginning with the word "the" in line 18 of the original bill, to the end of line 21 of the original bill, and inserting in lieu thereof, the following: "the police judge or mayor may call in a justice of the peace residing in the city or town, provided, however, that if such justice of the peace be unavailable or unwilling to act, then the police judge or mayor may call in any duly qualified elector residing in the city or town to act in the place and stead of such judge."; and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 3, respectfully report as follows: That Senate Bill No. 3 be amended as follows: Following the words, "Notice of sale." at the end of the first paragraph of the original bill, insert the words and figures, "provided, that whenever a county purchases equipment, as provided in Section 16-1803, Revised Codes of Montana, 1947, county equipment which is not necessary to the conduct of the county business may be traded in as part of the purchase price after appraisal as herein provided, or may be sold at public auction as herein provided, in the discretion of the Board of County Comimssioners."; and be further amended as follows: In line 31, page 2 of the original bill, by striking out the words and figures, "three (3) years," and inserting in lieu thereof, the words and figures "one (1) year"; and as amended be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 28, respectfully report as follows: That House Bill No. 28 do not pass, but that

Substitute House Bill, A bill for an act entitled: "An act relating to the salaries of county officers; providing for fixing and determining the amount of such salaries on the basis of population and taxable valuation of the county; providing the method and procedure to be followed in fixing the amount of such salaries; providing that this Act shall not effect any change in the salary of any county ofifcer in office on the effective date hereof; amending Section 26-605, Revised Codes of Montana, 1947, as amended by Chapter 118, Session Laws of 1951, and amending Sections 25-606, 25-607, and 25-609, Revised Codes of Montana, 1947, as amended

by Chapter 177, Session Laws of 1949; and repealing all acts and parts of acts in conflict herewith." do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 161, respectfuly report as follows: That House Bill No. 161 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 268, respectfully report as follows: That House Bill No. 268 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 169, respectfully report as follows: That House Bill No. 169 do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Joint Resolution No. 2, respectfully report as follows: That Senate Joint Resolution No. 2 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration House Bill No. 157, respectfully report as follows: That House Bill No. 157 do pass.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Hosue Bill No. 156, respectfully report as follows: That House Bill No. 156 do pass.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bill No. 13 and House Joint Memorial No. 3.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 13 introduced by me and find the same to be correct.

McELWAIN

I have examined House Joint Memorial No. 3 introduced by me and find the same to be correct.

WOOD

MOTIONS AND RESOLUTIONS

A motion was made by McElwain, duly seconded and carried, that House Bill No. 251 be taken from the Committee on Judiciary and re-referred to the Committee on Ways and Means.

INTRODUCTION OF BILLS

The following bills were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 287, introduced by Committee on Liquor Control: A bill for an act entitled: "An Act to Require Firms Selling to the Montana Liquor Control Board to Have Resident Representatives With Salesmen's Licenses; Providing for the Issuance of Such Licenses; Prescribing the Requirements Therefor; Providing for the Keeping and Inspection of Records of Sale; Providing for the Suspension or Revocation of Licenses for Certain Causes and the Renewal of Same; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Liquor Control.

House Bill No. 288, introduced by McElwain and Pfohl: A bill for an act entitled: "An Act to Amend Section 75-201 of the Revised Codes of Montana, 1947, as Amended by Section 1 of Chapter 168 of the Session Laws of the State of Montana of 1951; Section 75-202 of the Revised Codes of Montana, 1947; Section 75-203 of the Revised Codes of Montana, 1947, as Amended by Section 2 of Chapter 168 of the Session Laws of the State of Montana, 1951; Section 75-204 of the Revised Codes of Montana, 1947, as Amended by Section 3 of Chapter 168 of the Session Laws of the State of Montana, 1951; Section 75-205 of the Revised Codes of Montana, 1947, as Amended by Section 4 of Chapter 168 of the Session Laws of the State of Montana, 1951; and Section 75-206 of the Revised Codes of Montana, 1947, as Amended by Section 5 of Chapter 168 of the Session Laws of the State of Montana, 1951, All Relative to the Erection of Residence Halls and Other Facilities at Institutions Controlled by the State Board of Education; the Title to Real Estate Acquired Under This Act; Provisions for Carrying Out the Powers Provided for in This Act; Providing That the State Shall Not Become Obligated for the Payment of Obligations Created Under This Act; Providing for Use of Rents and Incomes From Facilities Erected Under the Provisions of This Act; Exempting From the Operation of This Act Any State Funds; and Relative to the Acquisition, Enlargement, of Educational, Customary, and Related Facilities; and Providing That State Funds Appropriated by the Legislative Assembly for Specific Purposes Other Than Those Authorized by This Act Shall Not be Obligated for the Purposes Authorized in This Act." Referred to Committee on Education.

House Bill No. 289, introduced by McElwain: A bill for an act entitled: "An Act Relating to Improvements in Cities and Towns; the Levy and Collection of Special Assessments Therefor; the Establishment of a Fund for the Payment of Cost of Improvements; Authorizing the Issuance of Improvement Warrants Payable Solely From Such Fund; the Levy of Taxes to Pay in Part for General Benefit; and Authorizing the Pledge of Net Water, Sewer and Parking Meter Revenues in Certain Cases." Referred to Committee on Affairs of Cities.

House Bill No. 290, introduced by Dwyer and MacDonald: A bill for an act entitled: "An Act to Amend Section 91-502, Revised Codes of Montana, 1947, Relating to the Vesting of Escheated Property in the State and the Time of Vesting Thereof; Providing a Presumption of Failure of Title; Providing for Payment of Certain Expenses of Escheats by the Treasurer Upon the Judgment of Escheat; Providing for Discovery by the Attorney General; Repealing Acts in Conflict; Providing an Effective Date." Referred to Committee on Judiciary.

House Bill No. 291, introduced by Corcoran and Atkinson: A bill for an act entitled: "An Act to Amend Section 16-2723, Revised Codes of Montana, 1947, as Amended by Chapter 59, Session Laws of 1949, and Amending Section 25-226, Revised Codes of Montana, 1947, as Amended

by Chapter 59, Session Laws of 1949, Relating to Mileage, Expenses and Fees of Sheriffs." Referred to Committee on Townships and Counties.

House Bill No. 292, introduced by Schiltz, Crist, Hansen. A bill for an act entitled: "An Act to Amend Section 93-302 of the Revised Codes of Montana, 1947, Relating to the Number of Judges in Each Judicial District, and Providing for Three Judges in the Thirteenth Judicial District, and the Appointment of a Third Judge for Said District." Referred to Committee on Judiciary.

House Bill No. 293, introduced by Regan, Tobin (Lewis & Clark), Anderson: A bill for an act entitled: "An Act to Amend Sections 82-303, 82-305, 82-306, 82-307, 82-308 and 82-309 of the Revised Codes of Montana, 1947, Relating to the State Athletic Commission, Its Powers and Duties, Relating to the Control and Jurisdiction Over, and Supervision, Licensing and Regulation of Boxing, Sparring and Wrestling Matches and Exhibitions in the State of Montana, Relating to the Present Admissions Tax and Disposal of Proceeds Thereof for Educational Purposes, and Repealing Section 94-3513 of the Revised Codes of Montana, 1947, and All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on State Boards and Institutions.

House Bill No. 294, introduced by Haines (Flathead), Peters, Nixon, Cerovski: A bill for an act entitled: "An Act Defining and Establishing Standards of Identity for Ice Cream, Low Fat Ice Cream, French Ice Cream, Frozen Custard, French Custard Ice Cream, Low Fat French Ice Cream, Low Fat Frozen Custard, Low Fat French Custard Ice Cream, Ice Milk, Sherbet, and Water Ice and Providing for the Labeling of Such Products; Providing That Frozen Food Products Made in Semblance of Such Dairy Products Which Contain Vegetable Fat or Animal Fat Other Than Milk Fat Shall be Manufactured, Labeled, and Advertised Only in Accordance With This Act; Providing That the Licensing Requirements of Section 3-2416, Revised Codes of Montana, 1947, Apply Hereunder; Providing the Sanitary, Reporting and Other Requirements of Chapter 24 of Title 3, Revised Codes of Montana, 1947, and All Acts Amendatory Thereof, Apply to the Products Covered by This Act and the Persons, Partnerships, Corporations, Firms and Associations Which Manufacture, Store, Handle, Sell, Offer to Sell or Otherwise Deal in Any Way in Any or All of Such Products; Providing the Commissioner of Agriculture Shall Administer and Supervise the Enforcement of This Act and Setting Forth the Method to be Followed by Such Commissioner in Promulgating Rules and Regulations; Providing Penalties for Violation of the Provisions of This Act and of Rules and Regulations Promulgated Hereunder; Providing for Severability of the Provisions of This Act; Repealing All Acts and Parts of Acts in Conflict Herewith; and Providing This Act Shall be in Full Force and Effect From and After Its Passage and Approval." Referred to Committee on Agriculture, Dairying and Horticulture.

House Bill No. 295, introduced by Tobin (Silver Bow): A bill for an act entitled: "An Act to Create and Establish a Montana Department of Civil Air Patrol; to Make an Appropriation to the Montana Department of Civil Air Patrol; Providing the Purposes for Which the Appropriation May be Expended and to Repeal All Laws in Conflict Therewith." Referred to Committee on Appropriations.

House Bill No. 296, introduced by Reed and Arnold: A bill for an act entitled: "An Act Relating to the Qualification for Members of Boards of Election; Providing All Members of Such Boards be Qualified Voters, Registered in the Precinct They Are to Serve." Referred to Committee on Privileges and Elections.

House Bill No. 297, introduced by Phillips and Hughes: A bill for an act entitled: "An Act Defining the Period of Time for Hunting of Game Birds and Game Animals." Referred to Committee on Fish and Game.

House Bill No. 298, introduced by Pfohl and Walton: A bill for an act entitled: "An Act to Prohibit the Use of Jack-Lights, Spotlights, or Other Artificial Lights in Any Area Known to Contain Big Game Animals Under Certain Conditions, and Repealing All Acts in Conflict Herewith." Referred to Committee on Fish and Game.

House Bill No. 299, introduced by Rieder: A bill for an act entitled: "An Act to Amend Section 74-4101 of the Revised Codes of Montana, 1947, Relating to the Definition of High Schools to Provide for Junior, Senior and Sir-Year High Schools and for Additional Rules and Regulations for Their Administration to be Adopted by the State Board of Education; Providing for the Repeal of Section 75-4102." Referred to Committee on Education.

House Bill No. 300, introduced by Cavanaugh, Johnson (Silver Bow), Dwyer: A bill for an act entitled: "An Act Providing for the Validation of the Payment by Any County of the State of Montana of Any Debt or Obligation Incurred and Paid in Good Faith, Prior to the First Day of February, 1953, in Violation of the Provisions of Title 16, Chapter 19, of the Revised Codes of Montana of 1947, (State Budget Law), for Salaries of Deputies of the Sheriff of Such County Necessarily Employed in the Preservation of Peace and Order and in Discharge of Other Duties Imposed by Law Upon Such Sheriff." Referred to Committee on Townships and Counties.

House Bill 301, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-2401 of the Revised Codes of Montana, 1947, as Amended by Chapter 166 of the Session Laws of the Thirty-first Legislative Assembly, 1949, Relating to the Re-election of Teachers, Showing When Re-election Becomes Automatic, Requiring Teacher Acceptance of Contract Within Fixed and Limited Period of Time, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Education.

House Bill No. 302, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-4405, Revised Codes of Montana, 1947, Relating to Establishment of Junior College Upon Approval of Electors, to Provide for Discontinuance or Abolition of Junior Colleges." Referred to Committee on Education.

House Bill No. 303, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-1903, Revised Codes of Montana, 1947, Relating to the School Census, How Made and Liability for Failure or Neglect, to Provide for the Cost of Taking Such Census to be Paid in the Same Manner as Other Contingent Expenses are Paid." Referred to Committee on Education.

House Bill No. 304, introduced by Committee on Education (by request): A bill for an act entitled: "An Act to Amend Section 3 of Chapter 199, Laws of the Thirty-first Legislative Assembly, 1949, Providing for the Equalization of Financial Distribution for All Elementary and Secondary Schools in Order to Maintain a Uniform System of Free Public Schools; Providing Schedules for Determining Support of Foundation Financial Program for Public Elementary and Secondary Schools, and for Other Purposes." Referred to Committee on Education.

House Bill No. 305, introduced by Cerovski, Rimel, Graybill: A bill for an act entitled: "An Act Defining the Jurisdiction of Justice Courts and Police Courts in the State of Montana, Pertaining to Offenses Not Amounting to a Felony Arising From the Operation of Automobiles and Other Motor Vehicles by Persons Under the Age of Eighteen (18) Years." Referred to Committee on Judiciary.

House Bill No. 306, introduced by Cerovski, Mahoney, Graybill: A bill for an act entitled: "An Act for the Admission of Evidence of Other Like

Crimes to One Charged in the Complaint or Information in the Trial of Criminal Cases in the State of Montana." Referred to Committee on Judiciary.

House Bill No. 307, introduced by Emmons: A bill for an act entitled: "An Act Authorizing the State Board of Examiners to Hear, Audit and Determine the Claim of Leslie L. Gaffney, Arising From Unjust Imprisonment in the State Prison, and Providing That the State Board of Examiners Shall Make Final and Complete Settlement." Referred to Comimttee on Appropriations.

House Bill No. 308, introduced by Cerovski, Mahoney, Graybill: A bill for an act entitled: "An Act to Amend Section 1 of Chapter 68 of the Laws of Montana, 1951, by Providing That a Child Under the Age of Eighteen (18) Years is Incapable of Being an Accomplice to the Infamous Crime Against Nature or to Any Other Sexual Crime." Referred to Committee on Judiciary.

House Bill No. 309, introduced by Gleed: A bill for an act entitled: "An Act Authorizing the State Board of Examiners to Hear, Audit and Determine the Claim of Robert E. Wright for Expenses Incurred in Relation to His Injury, and Apropriating Money From the General Fund for the Settlement of Such Claim Not to Exceed the Sum of Seven Thousand Five Hundred Dollars ($7,500.00)." Referred to Committee on Appropriations.

House Bill No. 310, introduced by Barnard: A bill for an act entitled: "An Act to Repeal Chapter 201, Laws of 1951, and Sections 94-2402 and 94-2403, Revised Codes of Montana, 1947; and to Amend Section 94-2401, Revised Codes of Montana, 1947, by Deleting That Part of Section 94-2401 Which Makes It Lawful for Cigar Stores, Fraternal Organizations, Charitable Organizations, Drug Stores and Other Places of Business Upon Payment of a License Fee, to Maintain Card Tables for Which Maintenance Charge May be Made to be Paid by the Users by Purchase of Trade Checks Redeemable by the Stock in Trade of Such Business; by Deleting That Portion Providing for the Exhibition and Use of Trade Stimulators; by Prohibiting the Transmission or Receiving of Gambling Information by Telephone, Telegraph, Radio, Semaphore or Otherwise; by Prohibiting Installation or Maintenance of Equipment for Transmission of Gambling Information; by Providing Written Notice of Alleged Violation Delivered to Officer or Agent of Common Carrier Qualified by Law to Accept Service of Process for Such Carrier Shall be Prima Facie Evidence of Knowledge in Prosecutions of Subsequent Repetitions of Such Alleged Violation at Any Time Within One Year After Such Delivery; by Prescribing the Penalty Therefor; and by Providing for the Revocation of Licenses, Permits, or Certificate Issued by the State or Any Political Subdivision Thereof, Including Retail Liquor Licenses and Retail Beer Licenses But Not Limited Thereto, When Premises for Which Licenses, Permits or Certificates Were Issued, Are Used as Gambling Premises; by Providing for Special Proceeding for Revocation of Such Licenses; and by Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

House Bill No. 311, introduced by Cavanaugh, Johnson (Silver Bow), McAndrews: A bill for an act entitled: "An Act to Establish Sanitary Inspections of Places of Employment Within This State; Requiring the Department of Labor and Industry to Conduct Such Inspections; Providing for Qualified Inspections, Providing for Procedures and Authorities to Make Inspections and Requiring Reports Thereon; Providing for Cooperation Between the Department of Labor, Industry, the State Board of Health and the Industrial Accident Board in Providing for Health and Sanitation in Places of Employment; Providing Penalties for Violations Thereof, Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Labor.

House Bill No. 312, introduced by Peters: A bill for an act entitled: "An Act Providing Drivers of Other Vehicles to Stop Until Children Alight From or Board a School Bus, and Providing a Penalty for Violation Thereof." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 313, introduced by Hansen: A bill for an act entitled: "An Act to Promote and Protect the Public Health Through Regulation of Plumbing; Empowering the State Board of Plumbing Examiners and the State Board of Health to Adopt Rules Governing the Practice of Plumbing and Establishing a Set of Regulations for Uniform Minimum Standards of Plumbing Work; Providing for the Supervision, Inspection and Enforcement of Regulations for Uniform Minimum Standards of Plumbing Work; Providing for Concurrent Authority for Cities and Villages; and Fixing Penalties." Referred to Committee on Public Health, Morals, and Safety.

House Bill No. 314, introduced by Marsenich: A bill for an act entitled: "An Act to Amend Section 47-125, Revised Codes of Montana, 1947, Relating to the Rate of Interest and Service Charges to be Charged Upon Money Loaned." Referred to Committee on Banking and Insurance.

House Bill No. 315, introduced by Committee on Highways and Highway Transportation, by request: A bill for an act entitled: "An Act to Amend Chapter 167, Laws of the Thirty-first Legislative Assembly of the State of Montana, 1949, Relating to the License Tax Paid to the State Board of Equalization on Gasoline and Fixing the Amount Thereof; Providing for An Additional Tax on Gasoline as Defined in Section 84-1801 (1) (c), R. C. M. 1947, as Amended by Chapter 52, Laws of the Thirty-second Legislative Assembly, 1951; Providing When This Law Shall Take Effect; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Highways and Highway Transportation.

House Bill No. 316, introduced by Marsenich: A bill for an act entitled: "An Act to Amend Section 47-126, Revised Codes of Montana, 1947, Relating to Penalties for Usury." Referred to Committee on Banking and Insurance.

House Bill No. 317, introduced by Committee on State Lands, Forests and Parks: A bill for an act entitled: "An Act to Amend Section 81-619 of the Revised Codes of Montana of 1947, Relating to Issuance of Leases by State Board of Land Commissioners to Holders of Prospecting Permits for Non-Metallic Minerals on State Lands and Extending the Provisions of Said Section to Certain Leases Heretofore Issued by State Board of Land Commissioners Concerning Non-Metallic Minerals." Referred to Committee on State Lands, Forests, and Parks.

House Bill No. 318, introduced by Committee on State Lands, Forests and Parks: A bill for an act entitled: "An Act to Amend Section 81-701 of the Revised Codes of Montana of 1947, Relating to the Issuing of Leases and Permits to Private Persons for Certain Deposits on State Land and Extending the Provisions Thereof to Include Non-Metallic Minerals Except Coal, Oil or Gas." Referred to Committee on State Lands, Forests, and Parks.

House Bill No. 319, introduced by Cavanaugh, Johnson (Silver Bow), Dwyer: A bill for an act entitled: "An Act to Amend Section 16-3701, Revised Codes of Montana, 1947, Relating to the Maximum Number of Deputy County Clerks, Deputy Clerks of the District Court, and Deputy Sheriffs." Referred to Committee on Townships and Counties.

House Bill No. 320, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act to Provide for the Support of the Government of Montana for the Years 1953 and 1954." Referred to Committee on Ways and Means.

House Bill No. 321, introduced by Mahoney and Durkee, by request: A bill for an act entitled: "An Act for the Protection of Children Who Labor, Providing for a Maximum Working Day for Children Under the Age of Sixteen Years; Providing for a Minimum Wage to be Paid to Such Employed Children; Providing for the Exemption of Children Directly Employed by their Own Parents or Guardians; Exempting Certain Employment; Providing Penalties for the Enforcement Hereof." Referred to Committee on Labor.

House Bill No. 322, introduced by Schiltz and Rimel: A bill for an act entitled: "An Act Validating Certain Instruments Affecting Real Property and Which Were Erroneously Executed or Acknowledged, Notice Imparted by Recording Thereof, and Providing That Duly Certified Copies Thereof May be Read in Evidence, With Like Effect As Copies of an Instrument Duly Executed, Acknowledged and Recorded." Referred to Committee on Judiciary.

House Bill No. 323, introduced by Schiltz and Rimel: A bill for an act entitled: "An Act Providing That Acknowledgements of Instruments Without This State in Compliance With the Laws of the Place of Execution Shall Have the Same Effect as if Acknowledged According to the Laws of This State." Referred to Committee on Judiciary.

House Bill No. 324, introduced by Cavanaugh, Wood, Barnard, McAndrews, Anderson, Johnson (Silver Bow): A bill for an act entitled: "An Act to Amend Section 75-1633 of the Revised Codes of Montana, 1947, Relating to Use of School Rooms for Adult Education Classes and Tax Levy Therefor." Referred to Committee on Education.

House Bill No. 325, introduced by Wood: A bill for an act entitled: "An Act to Amend Sections 87-103, 87-104, Revised Codes of Montana, 1947, as Amended by Chapter 178 Montana Session Laws, 1949, and Amending Section 87-105, Revised Codes of Montana, 1947, All Relating to Unemployment Compensation, Increasing Benefits, Lengthening the Duration of Payment, Decreasing Waiting Period; Providing an Effective Date." Referred to Committee on Social Security.

House Bill No. 326, introduced by Rimel, Dwyer, Mahoney, Broeder: A bill for an act entitled: "An Act to Amend Sections 93-2008 and 93-2009 of the Revised Codes of the State of Montana of 1947, Relating to Providing a Penalty for Practicing Law Without a License and Defining What Constitutes Illegal Practice of Law and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

House Bill No. 327, introduced by Schiltz: A bill for an act entitled: "An Act to Amend Section 54-101 of the Revised Codes of Montana, 1947, as Amended by Chapter 12 of the Laws of the Legislative Assembly of Montana of 1949, Defining the Term 'Narcotic Drugs', and to Amend Section 54-108 of the Revised Codes of Montana, 1947, Relating to Preparations Exempted From the Restriction Against the Sale of Narcotic Drugs." Referred to Committee on Public Health, Morals and Safety.

House Bill No. 328, introduced by Anderson: A bill for an act entitled: "An Act to Legalize Certain Card Games; Providing for the Licensing of Said Games and the Application Therefor; License Fees; the Method and Preparation of Licenses; Disposition of Revenue Derived Under Said Act; the Licensing by Counties and Cities; Providing for the Unlawful Use of Marked Cards or Devices, and Other Methods of Cheating and the Penalties Therefor; the Revocation of Licenses in the Event of Violation in Any of the Terms and Conditions Provided for in Said Act; the Liability of Owners of Buildings for Allowing Unlawful Games to be Conducted; Providing for Local Option by Individual Counties in the State of Montana; Prohibiting Minors From Premises Duly Licensed, and the Liability of Licensee for Violations of This Provision; Providing for Inspection and

Prosecution Officers Under the Jurisdiction of the State Board of Equalization; Providing for Liability of Officers or Agents of a Corporation and Designating the Parties to the Offense; Repealing All Acts and Parts of Acts in Conflict Herewith, Save and Except the Provisions of the Hickey Law." Referred to Committee on Ways and Means.

House Bill No. 329, introduced by Committee on Townships and Counties: A bill for an act entitled: "An Act to Authorize the Dissolution of Weed Control Districts and to Provide the Method and Procedure for Dissolving the Same." Referred to Committee on Agriculture, Dairying and Horticulture.

House Bill No. 330, introduced by Graybill, Bricker, MacDonald, Hilger, Hansen: A bill for an act entitled: "An Act Appropriating Money to the Board of Railroad Commissioners of the State of Montana for the Purpose of Preparation and Presentation of Matters Before the Interstate Commerce Commission of the Courts Relating to Investigations of Freight Rates to or From Montana and Declaring an Emergency." Referred to Committee on Appropriations.

House Bill No. 331, introduced by Tobin (Silver Bow): "An Act Relating to Loans of Money in Amounts of One Hundred Dollars ($100.00) or Less; Providing for Qualifications, Investigation of Application and Issuance of a Certificate of Authority to a Small Loan Business; Providing for Continuing Certificate and Annual Tax; Providing for Place of Business; Providing for Efficacy of Certificate Holder; Providing for Restrictions of a Certificate Holder, Subject to a Penalty; Providing for Duties and Efficacy of Superintendent of Banks; Providing Decisions to Affect Adjudicated Language Only; Providing This Act Shall be Known as the Montana Small Loan Act; Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Banking and Insurance.

House Bill No. 332, introduced by Smith and Reed: A bill for an act entitled: "An Act to Amend Section 2, Chapter 199, Session Laws of 1949, as Amended by Chapter 107, Session Laws of 1951, Relating to Definitions of Average Number Belonging, Minimum Foundation Program, Isolated School and Non-Isolated School, to Provide for Children Attending Special Classes Due to Cerebral Palsy to be Included in the Average Number Belonging." Referred to Committee on Education.

House Bill No. 333, introduced by Sagunsky: A bill for an act entitled: "An Act Imposing License Taxes on Manufacturers, Packagers, Bottlers and Importers of Soft Drinks and on Manufacturers and Importers of Soft Drink Syrup; Providing for the Keeping of Records and Filing of Statements With the State Board of Equalization, for the Payment of Such License Taxes, for the Filing by Retailers of Duplicate Invoices of Purchases and Receipts, for the Ascertainment of Taxes on Failure to File Such Statements and for the Imposition of Penalties for the Violation of This Act; and Repealing Section 84-3203, Revised Codes of Montana, 1947." Referred to Committee on Ways and Means.

House Bill No. 334, introduced by Pfohl, Walton, by request: A bill for an act entitled: "An Act to Amend Section 75-3401 of the Revised Codes of Montana, 1947, as Amended by Chapter 200, Laws of Montana, 1949, and as Further Amended by Section 1 of Chapter 189, Laws of Montana, 1951, Relating to Boards of Trustees Furnishing Transportation." Referred to Committee on Education.

House Bill No. 335, introduced by Mahoney and Pfohl: A bill for an act entitled: "An Act to Amend Section 6, Chapter 186, Laws of 1951, and in Particular, Subsection (h), by Deleting From Said Subsection Any Reference to Compensation Paid by the Industrial Accident Board to a Member of the Public Employees Retirement System; and Repealing Any

and All Acts or Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Substitute House Bill No. 28, introduced by the Committee on Townships and Counties: A bill for an act entitled: "An Act Relating to the Salaries of County Officers; Providing for Fixing and Determining the Amount of Such Salaries on the Basis of Population and Taxable Valuation of the County; Providing the Method and Procedure to be Followed in Fixing the Amount of Such Salaries; Providing That This Act Shall Not Effect Any Change in the Salary of Any County Officer in Office on the Effective Date Hereof; Amending Section 26-605, Revised Codes of Montana, 1947, as Amended by Chapter 118, Session Laws of 1951, and Amending Sections 25-606, 25-607, and 25-609, Revised Codes of Montana, 1947, As Amended by Chapter 177, Session Laws of 1949; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Printing.

House Joint Resolution No. 3, introduced by Bricker: "A Joint Resolution to the Governor of the State of Montana, Requesting the Appointment of a Committee to Study the Methods and Facilities Provided for the Education and Training of Nurses in the State of Montana; and to Report to the Governor and the State Board of Education and the Thirty-fourth Legislative Assembly Its Findings and Recommendations of Legislation and Administrative Action Deemed Necessary for the Improvement of Such Training and Education." Referred to Committee on Public Health, Morals and Safety.

House Joint Resolution No. 4, introduced by Sykes, Haines (Flathead), Broeder, Armstrong (by request): "A Joint Resolution Recognizing and Adopting the Song, 'I'll Take Montana,' Inclusive of Lyrics and Music, as the New Official State Song of Montana, and Authorizing Its Orchestration, Band and Choral Arrangements by the Greater University of the State of Montana." Referred to Committee on State Boards and Institutions.

House Joint Resolution No. 5, introduced by Hess and Graybill: "A Joint Resolution of the House of Representatives of the State of Montana, the Senate Concurring, Recommending and Encouraging Continued and Extended Study by the Montana State Board of Health of the Problems Occasioned by the Narcotic-Like Substances, and Particularly, Further Study on the Problems of Alcoholism." Referred to Committee on State Boards and Institutions.

House Joint Memorial No. 5, introduced by Nybo, Reed, Haines (Missoula), Toole, Rimel: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States, United States Senators James E. Murray and Mike Mansfield, and Representatives Wesley A. D'Ewart, and Lee Metcalf, All of Washington, D. C., Requesting the Enactment of Legislation Providing for the Donation of Lands Formerly Within the Fort Missoula Military Reservation to Missoula County, Montana." Referred to Committee on Constitutional Amendments and Federal Relations.

House Joint Memorial No. 6, introduced by Barnard, Clowes: "A Memorial to the Congress of the United States of America, to the Honorable United States Senators James E. Murray and Mike Mansfield and to the Honorable Representatives in Congress Wesley A. D'Ewart and Lee Metcalf, Requesting That the 83rd Congress Give Favorable Consideration to Senate Bill No. 2563 and No. 2952 of the 82nd Congress, 2nd Session, Providing for the Return to the Original Owners Certain Mineral Interests Acquired by the Federal Government by Title III of the Bankhead-Jones Farm Tenant Act and by Condemnation Proceedings Under the Fort Peck Dam Project." Referred to Committee on Constitutional Amendments and Federal Relations.

House Joint Memorial No. 7, introduced by Sagunsky, Hawks, Barrett: "To the Honorable Dwight D. Eisenhower, President of the United States, to the Congress of the United States, to the Honorable George S. McKay, Secretary of the Interior, the Honorable Thomas McDonald, Chief of the Public Road Administration, the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators From Montana, and the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives From Montana." Referred to Committee on Highways and Highway Transportation.

The Speaker signed House Bill No. 13 and House Joint Memorial No. 3 in open session.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 4:30 p. m. this day.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bill No. 13 and House Joint Memorial No. 3, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:20 o'clock, p. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Rimel, duly seconded and carried, that House Bill No. 102 be withdrawn from the Committee on Printing and returned to the Committee on State Lands, Forests and Parks.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 336, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Payment of Certain Deficiency Claims Arising From Obligations Incurred by the Montana Highway Patrol, the State Board of Equalization, the Transportation of Prisoners, the UnAmerican Activities Committee, the Capitol Custodian, the State Library Extension Commission, the State Orphans' Home, the Governor's Office for Requisitions, the Department of Public Instruction, the State Training School, the Secretary of State, the Water Conservation Board, the Attorney General, the State Forester, and the Montana State College." Referred to Committee on Appropriations.

House Bill No. 337, introduced by Barnard: A bill for an act entitled: "An Act to Amend Section 9-201, Revised Codes of Montana, 1947, Relating to Public Cemetery Districts, Providing That Public Cemetery Joint Districts May be Formed With Land in One or More Counties; Providing for Joint Administration of Such Joint Districts; Providing a Saving Clause; Repealing Acts in Conflict; Providing an Effective Date." Referred to Committee on Townships and Counties.

House Bill No. 338, introduced by Cerovski, Durkee, Ringling, Mahoney, MacDonald, Gershmel: A bill for an act entitled: "An Act to Amend the Adjusted Compensation Act, Initiative Measure No. 54 Enacted by the Electors of the State of Montana at the General Election Held November 7, 1950, Proclaimed by the Governor December 6, 1950, Which Provides for the Payment of an Honorarium to Servicemen of World War II or

Their Next of Kin, if Such Servicemen Are Deceased; and Providing for the Amendment of Section 5 of the Above Act, So That the Board of Examiners of the State of Montana May Appoint Trustees to Receive Payment of Adjusted Compensation in Behalf of Minor Next of Kin of Deceased Servicemen, Mental Incompetents, Servicemen of World War II Who Are Now Missing and Cannot Be Found, Although Not Deceased, or Servicemen of World War II Who Are Now Prisoners of War." Referred to Committee on Judiciary.

House Bill No. 339, introduced by MacDonald (by request): A bill for an act entitled: "An Act Relating to Unemployment Compensation: Providing Amendments to Existing Law by Amending Section 87-103, Revised Codes of Montana, 1947, as Amended by Chapter 178, Montana Session Laws 1949, to Increase Weekly Benefits; Amending Section 87-104, Revised Codes of Montana, 1947, As Amended by Chapter 178, Montana Session Laws of 1949, Extending the Duration of Benefits; Amending Section 87-105, Revised Codes of Montana, 1947, Reducing the Waiting Period; Amending Section 87-106, Revised Codes of Montana, 1947, Changing Disqualifications for Benefits and Adding Additional Disqualifications; Revising Employer Contribution Rates of Section 87-109, Revised Codes of Montana, 1947, and Amending the Fund Protection Provisions of Said Section; Providing a Saving Clause; Repealing Acts in Conflict; Providing An Effective Date." Referred to Committee on Social Security.

House Bill No. 340, introduced by Steel (by request): A bill for an act entitled: "An Act to Amend Title 84, Section 702, (84-702) Revised Codes of Montana, 1947, Relating to Qualification and Compensation of Members of the State Board of Equalization." Referred to Committee on State Boards and Institutions.

House Bill No. 341, introduced by Juedeman and Dwyer: A bill for an act entitled: "An Act to Appropriate to the State Board of Examiners the Balances of Money Remaining in the Postwar Planning and Construction Reserve Fund on March 1, 1953, Out of the Appropriation Heretofore Made to Said Fund, of Which Not to Exceed Two Hundred Fifty Thousand Dollars ($250,00.00) was Made Available for Architectural and Engineering Costs Under the Provisions of Section 8 of Chapter 148 of the Session Laws of Montana of 1945; Repealing All Acts and Parts of Acts in Conflict Herewith and Declaring This Act to be Valid Notwithstanding the Provisions of the Budget Act." Referred to Committee on Appropriations.

House Bill No. 342, introduced by Smith, Tobin (Lewis & Clark), Totten: A bill for an act entitled: "An Act to Amend Section 11-3253 (5452) of the Revised Codes of Montana, 1947, by Striking Out Provisions for Examinations by Qualified Accountants and Providing for Annual Examination by State Examiner of Cities Operating Under Commission-Manager Form of Government." Referred to Committee on Affairs of Cities.

House Bill No. 343, introduced by Norby, Crist, Omholt, Sales, Steel: A bill for an act entitled: "An Act for the Submission to the Qualified Electors of the State of Montana of an Amendment to Section Two (2) of Article Nine (IX) of the Constitution of Montana, Relating to the Qualifications of Electors." Referred to Committee on Constitutional Amendments and Federal Relations.

House Bill No. 344, introduced by Iten (by request): A bill for an act entitled: "An Act Authorizing George A. Neal to File With the State Board of Examiners His Claim Against the State of Montana, for Compensation for Injuries Received by Said George A. Neal While His Automobile Was Chained to a Snowplow of Montana State Highway Commission, in a Collision on a Public Highway Near Basin, Montana, Resulting From the Failure of the Operators of Said Snowplow to Signal or Warn Oncoming Automobiles, Approaching in the Night Time, of the Blocking

of the Highway by the Snowplow and Automobile While George A. Neal Was in a Helpless Position in His Automobile and When Drivers of Oncoming Traffic Were Blinded by the Negligent Failure of the Operators of the Snowplow to Dim Bright Lights Thereon, and Authorizing Said State Board of Examiners to Hear, Audit and Determine the Said Claim of George A. Neal, and Making an Appropriation to Pay Any Such Claim of Said George A. Neal Which the Said State Board of Examiners May Approve and Allow; and Directing Said State Board of Examiners, Upon Payment of Said Claim, to Demand Reimbursement Therefor From the Liability Insurance Company Which Insured Said Snowplow and if Such Reimbursement is Refused the Attorney General is Directed to Bring Suit Therefor on Behalf of the State of Montana." Referred to Committee on Appropriations.

House Bill No. 345, introduced by McElwain: A bill for an act entitled: "An Act to Amend Section 32-1128, Revised Codes of Montana for 1947, Relating to Certain State and Local Road Authorities' Power to Impose Restrictions on Public Highways Under Their Respective Jurisdiction and Limiting Such Restrictions to Reasonable Restrictions." Referred to Committee on Highways and Highway Transportation.

House Bill No. 346, introduced by Smith, Norby, McAndrews, Hanson, Anderson, Haines (Missoula), Johnson (Silver Bow), Hancock, Sales, Durkee: A bill for an act entitled: "An Act Relating to the Creation of An Interim Committee on City and Town Affairs; Declaring the Purposes of This Act; Creating a Committee on City and Town Affairs; Prescribing the Powers and Duties of Said Committee and Appropriating Funds for the Expenses Thereof." Referred to Committee on Appropriations.

House Bill No. 347, introduced by Graybill: A bill for an act entitled: "An Act to Provide for Re-Election of Teachers, When Such Re-Election Shall be Automatic, When Written Acceptance Required, and Providing for a Statement of Reasons for Failure of Re-employment If Such Teacher Not be Re-Employed, and for Hearings in Certain Cases, in the Montana State Orphans Home, Montana State Industrial School, State Vocational School for Girls, Montana State Training School, or Montana State School for the Deaf and Blind." Referred to Committee on State Boards and Institutions.

House Bill No. 348, introduced by Beck and Haines (Flathead) (by request): A bill for an act entitled: "An Act Creating the Montana Commission for Children and Youth, Authorizing it to Investigate Child Welfare in the State of Montana, to Make Yearly Reports to the Governor Recommending Changes in Existing Methods of Caring for Child Welfare and Appropriating Money to Defray the Expenses of the Commission." Referred to Committee on Appropriations.

House Bill No. 349, introduced by McElwain (by request): A bill for an act entitled: "An Act Authorizing Vernon D. Fadness of Deer Lodge County, Montana, to File With the State Board of Examiners His Claim Against the State of Montana for Compensation for the Loss of a Log Farm Building Together With Furnishings, Clothing and Farm Equipment Stored Therein, Which Loss Was Occasioned by An Act of a Patient of the Montana State Hospital at Warm Springs, Montana, and Authorizing Said State Board of Examiners to Hear, Audit and Determine the Said Claim of Vernon D. Fadness, Which the Said State Board of Examiners May Approve and Allow." Referred to Committee on Appropriations.

House Bill No. 350, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act Relating to the Collection of Income Tax at Source on Wages; Providing for the Withholding and Payment of Such Tax by Employers, Defining Words and Terms Used in the Act; Providing for Enforcement and Penalties." Referred to Committee on Ways and Means.

House Bill No. 351, introduced by Durkee, Marsenich, MacDonald: A bill for an act entitled: "An Act to Amend Section 75-1303 of the Revised Codes of Montana, 1947, Relating to the Official Staff of the Superintendent of Public Instruction by Providing for an Elementary Supervisor and His Salary and Eliminating Certain Provisions of the Section Concerning Salaries, Qualifications and Duties." Referred to Committee on Appropriations.

House Bill No. 352, introduced by O'Connor: A bill for an act entitled: "An Act to Amend Section 91-4421 of the Revised Codes of Montana of 1947, Relating to Payment of Tax on Transfer of Securities by Foreign Representative of Non-Resident Decedents." Referred to Committee on Ways and Means.

House Bill No. 353, introduced by Tobin (Lewis & Clark), Totten, Crist, Smith: A bill for an act entitled: "An Act to Amend Section 40-1308, Revised Codes of Montana, 1947, Relating to Obtaining of Licenses to Transact Insurance Business—All Agents; Setting Residence Requirements and Certain Exemptions Therefrom; Providing for Personal Written Examination of Applicants to Act as Life Insurance Agents and Certain Exemptions Therefrom; Providing for Time and Place of Giving of Personal Written Examinations; Providing for License to Cover Persons Qualifying as Life Insurance and Accident and Health Insurance Agents; Waiver of Written Examination Where Employing Company Gives Approved Training Course and Certifies Passage of Examination Thereon; Issuance of Temporary License Under Certain Circumstances; Providing for Placement of Excess or Rejected Risks; Establishing an Expiration Date for Licenses and Procedure for Renewal; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Banking and Insurance.

House Bill No. 354, introduced by Smith (by request): A bill for an act entitled: "An Act to Amend Section 75-3407 of the Revised Codes of Montana, 1947, as Amended by Section 5, Chapter 189, Laws of Montana, 1951, Relating to Schedules for Paying for Individual and Bus Transportation, Rent or Board in Lieu of Transportation Provided by the District." Referred to Committee on Education.

House Bill No. 355, introduced by McElwain (by request): A bill for an act entitled: "An Act to Improve and Extend by Reciprocal Legislation the Enforcement of Duties of Support and to Make Uniform the Law With Respect Thereto; Providing Additional Remedies; Providing for Criminal Enforcement by Extradition; Providing for Civil Enforcement in District Court; Providing Duties in District Court to Respond to Judgments in Support Actions Brought in the States With Reciprocal Laws; and Repealing Chapter 222 of the Laws of the Legislative Assembly of 1951." Referred to Committee on Judiciary.

A motion was made by Wiedman that the House recess subject to the call of the Chair. Seconded and carried.

House recessed.

House resumed. Mr. Speaker in the Chair.

INTRODUCTION OF BILLS

The following bills were introduced, read first and second time, and referred to committees:

House Bill No. 356, introduced by Iten, Pfohl, Seifert (by request): A bill for an act entitled: "An Act to Define the Policy of the State of Montana with Regard to the Mining Industry; Constituting a Department of Mines for the Administration of Such Policy; Providing for Exercise of the Police Powers of the State to Regulate Placer Mining, Open Pit Min-

ing and Mining Operations Which Involve the Stripping of the Surface of the Ground, to the Extent Necessary for the Conservation and Improvement of Agricultural and Grazing Areas Affected Thereby; Providing Penalties for the Violation of This Act and Repealing All Laws and Parts of Laws in Conflict Herewith." Referred to Committee on Mines and Mining.

House Bill No. 357, introduced by Higgins: A bill for an act entitled: "An Act to Amend Section 75-2005 of the Revised Codes of Montana, 1947, Relating to Free Kindergartens and Tax Levy Therefor." Referred to Committee on Education.

House Bill No. 358, introduced by Wiedman: A bill for an act entitled: "An Act Consenting to the Acquisition by the United States of Land, Water, or Land and Water, Within Teton, Chouteau and Cascade Counties, Montana, for a Pumping Station and Related Works and a Canal Right-of-Way for the Transportation of a Supplemental Water Supply for the Benton Lake National Wildlife Refuge, Cascade County, Established by Executive Order No. 5228, November 21, 1929, as Amended, and As Authorized by Act of Congress of February 18, 1929." Referred to Committee on Fish and Game.

House Bill No. 359, introduced by Wiedman: A bill for an act entitled: "An Act Consenting to the Acquisition by the United States of Land, Water, or Land and Water Within Lake County and Sanders County, Montana, for an Exhibition Park to be Contiguous to the National Bison Range, a Federally Owned Reservation Established by an Act of Congress on May 23, 1908." Referred to Committee on Fish and Game.

House Bill No. 360, introduced by Smith (by request): A bill for an act entitled: "An Act to Amend Section 75-1502 of the Revised Codes of Montana, 1947, Relating to the Qualifications of County Superintendents of Schools; Requiring for Eligibility That Such Superintendents Hold an Elementary Advanced Certificate, or Its Equivalent, Granted by the State Board of Education, and the Minimum Number of Credits Prescribed for Such Officers by the State Board of Education in School Administration, Montana School Finance and Elementary School Supervision With Special Emphasis on Rural Education; and Repealing All Acts and Parts of Acts In Conflict Herewith." Referred to Committee on Education.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Wednesday, February 4, 1953, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRTY-FIRST LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 4, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting: Dwyer, Goodgame, Hawks, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirtieth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 158, 71, 137, 149, 151, 155, 164, 219, and Substitute House Bills Nos. 25 and 79, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transporation, having had under consideration Senate Bill No. 5, respectfully report as follows: That Senate Bill No. 5 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 148, respectfully report as follows: That House Bill No. 148 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 47, respectfully report as follows: That House Bill No. 47 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 147, respectfully report as follows: That House Bill No. 147 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 352, respectfully report as follows: That House Bill No. 352 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 86, respectfully report as follows: That House Bill No. 86 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 133, respectfully report as follows: That House Bill No. 133 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 240, respectfully report as follows: That House Bill No. 240 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 242, respectfully report as follows: That House Bill No. 242 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 243, respectfully report as follows: That House Bill No. 243 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 262, respectfully report as follows: That House Bill No. 262 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 263, respectfully report as follows: That House Bill No. 263 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 336, respectfully report as follows: That House Bill No. 336 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 341, respectfully report as follows: That House Bill No. 341 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 136, respectfully report as follows: That House Bill No. 136 be amended as follows: Section 1, page 1, line 15, by striking out the word "nine" and the figure "9" and inserting in lieu thereof the word "eight" and the figure "8", and as so amended do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 152, respectfully report as follows: That House Bill No. 152 be amended as follows: Sub-section (c) under Section 2 be deleted, and as amended do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 135, respectfully report as follows: That House Bill No. 135 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 256, respectfully report as follows: That House Bill No. 256 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We your Committee on Social Security, having had under consideration House Bill No. 111, respectfully report as follows: That

House Bill No. 111 be amended in the original bill in the title, line 18, by changing the semi-colon appearing after the word "Montana" to a comma and by inserting after said word "Montana" and before the word "and" the following: "or under any retirement plan for firemen, policemen, teachers, or highway patrolmen."; and be further amended, in the original bill, by changing the period at the end of Section 8 to a comma and by adding the following: "or under any retirement plan for firemen, policemen, teachers, or highway patrolmen."; and as so amended do pass.

BRICKER, Chairman.

Report adopted.

MESSAGE FROM THE SENATE

February 3, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 32 by Committee on Stock Growing and Grazing.

Senate Bill No. 33 by Committee on Stock Growing and Grazing.

Senate Bill No. 48 by Valiton et al.

Senate Bill No. 50 by Larson et al.

Senate Bill No. 56 by Anderson (Choteau).

Senate Bill No. 57 by Larson et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Norby, duly seconded and carried, that consideration of House Bill No. 127 on General Orders be passed for the day.

A motion was made by McElwain, duly seconded and carried, that consideration of House Bill No. 106 on General Orders be passed for the day.

A motion was made by McElwain, duly seconded and carried, that consideration of Senate Bill No. 3 on General Orders be passed for the day.

A motion was made by MacDonald, duly seconded and carried, that House Bill No. 136 be taken from printing and be re-referred to the Committee on Townships and Counties.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 32, introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "An Act Providing for the Regulation of the Practice of Artificial Insemination of Animals and Poultry in the State of Montana by the Montana Livestock Sanitary Board; Defining Certain Terms Used Herein; Providing for Licensing of Artificial Inseminators; Empowering the Livestock Sanitary Board to Prescribe Rules and Regulations Defining a Course on Artificial Insemination; Empowering the Livestock Sanitary Board to Prescribe Rules and Regulations for Examination of Candidates; Authorizing the Livestock Sanitary Board to

Conduct Examination of Applicants; Authorizing the Livestock Sanitary Board to Conduct Hearings to Revoke or to Refuse to Renew Licenses of Artificial Inseminators; Empowering the Livestock Sanitary Board to Promulgate Such Reasonable Rules, Regulations and Orders as May be Necessary to Administer This Act; Requiring Licensed Artificial Inseminators to Maintain Certain Records; Specifying Only Certain Sires May be Used for Artificial Insemination; Providing Penalties for Violation of This Act; Providing That If Any Part of This Act is Adjudged Invalid, Inoperative, or Unconstitutional, Such Decision Shall Not Affect, Impair or Invalidate the Remaining Portions of This Act; Providing for the Repeal of All Acts and Parts of Acts in Conflict Herewith; and Providing This Act Shall be in Full Force and Effect From and After Its Passage and Approval." Referred to Committee on Livestock and Public Ranges.

Senate Bill No. 33, introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "An Act Providing for the Regulation of the Business or Industry of Treating Garbage for Feeding to Swine or Other Animals and of Feeding Garbage to Swine or Other Animals; Providing for Licensing of 'Garbage Feeders', as That Term is Defined Herein; Payment of License Fees Collected Hereunder Into the General Fund of the State of Montana; Promulgation by the Livestock Sanitary Board of Reasonable Rules and Regulations and Orders and the Scope Thereof; Empowering Representatives of the Livestock Sanitary Board to Enter Upon Private or Public Property to Inspect and Investigate Certain Conditions and Empowering Said Board to Require Maintenance of Certain Records; Providing for Restraint of the Operation of Any Garbage Feeder by the Livestock Sanitary Board or Its Agent, With Notice, Except Where a Menace to Public or Animal Health Requires Immediate and Summary Abatement; Providing for Revocation of Licenses by the Livestock Sanitary Board or the State Veterinary Surgeon; Providing Methods of Appeal From Both Restraining Orders and Revocations and for Hearing by the District Court; Empowering the Livestock Sanitary Board or Its Agent to Administer Oaths, Subpoena Witnesses, and Receive Evidence in Order to Carry Out the Provisions of This Act; Prescribing a Standard for Cooking Garbage; Prohibiting the Treating or Feeding of Garbage Removed From or Originating on Airplanes; Exempting From the Application of This Act Persons Who Feed Only Their Own Household Garbage to Swine or Other Animals; Providing Penalties for Violation of This Act; Providing That If Any Part of This Act is Adjudged Invalid, Inoperative, or Unconstitutional, Such Decision Shall Not Affect, Impair, or Invalidate the Remaining Portions of This Act; Providing for the Repeal of All Acts and Parts of Acts in Conflict Herewith; and Providing This Act Shall Be In Full Force and Effect From and After Its Passage and Approval." Referred to Committee on Livestock and Public Ranges.

Senate Bill No. 48, introduced by Valiton, Nutter, Ettien: A bill for an act entitled: "An Act to Submit to the Qualified Electors of the State of Montana, an Amendment to Section 9 of Article VII of the Constitution of the State of Montana, Relating to the Power of the Governor to Grant Pardons, to Remit Fines and Forfeitures, to Grant Commutation of Punishment and Respites After Conviction and Judgment for Any Offenses Committed Against the Criminal Laws of the State; Providing, That Before Granting Pardons, Remitting Fines and Forfeitures or Commuting Punishments, That the Action of the Governor Concerning the Same Shall be Approved by a Board, or a Majority Thereof, Who Shall be Known As the Board of Pardons; and Providing Further That the Legislative Assembly, Shall by Law, Prescribe for the Appointment and Composition of Said Board of Pardons, Its Powers and Duties; and to Regulate the Proceedings Thereof." Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Bill No. 50, introduced by Larson, Tibbals, Anderson (Chouteau): A bill for an act entitled: "An Act to Amend Section 71-223 Revised

Codes of Montana, 1947, as Amended by Section 7, Chapter 199 of the Laws of 1951, Relating to the Right of Appeal, the Substitution of the State Board of Public Welfare for the State Department, Making Representation of the County Welfare Board at All Appeal Hearings Held by the State Board of Public Welfare Mandatory, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Senate Bill No. 56, introduced by Anderson (Chouteau) and Padbury: A bill for an act entitled: "An Act to Safeguard the Public in Its Purchase of Ordinary Household or Medicinal Drugs Prepared in Sealed Packages or Bottles by a Manufacturer; to Safeguard the Public in Its Purchase of Patent or Proprietary Medicines in the Original Package; to Define the Terms Which May Not Be Used in the Sale of Said Drugs and Remedies Under Certain Conditions; and Providing for Severability." Referred to Committee on Judiciary.

Senate Bill No. 57, introduced by Larson, McQuitty, Tibbals, Worden, Mackay: A bill for an act entitled: "An Act to Amend Section 1 of Chapter 116 of the Session Laws of Montana, 1949, Relating to the Permission of State Institutions Producing Surplus Commodities to Trade or Exchange Them for Needed Supplies Under Certain Conditions; Permitting the Giving Away of Surplus Production to Other State Institutions and Providing for the Recommendation of the State Controller and Approval by the Governor For Said Exchange." Referred to Committee on Appropriations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the following rules: That no member speak more than once on any motion except that the maker of any motion shall also have the right to close; that each member be limited to five (5) minutes on any motion; and that no member be permitted to yield his time to another.

Armstrong of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 64 do pass.

That House Bill No. 94 do pass.

That Substitute House Bill No. 34 do pass.

That House Bill No. 125 do pass.

That House Bill No. 131 do pass.

That House Bill No. 153 do pass.

That House Bill No. 154 do pass.

That House Bill No. 165 do pass.

That Senate Joint Resolution No. 2 be concurred in.

ARMSTRONG, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 64, 94, 125, 131, 153, 154, 165, Substitute House Bill No. 34.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 128, 203, and Substitute House Bill No. 12, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

THIRD READING

The following bills, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 64 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barrett, Broeder, Clowes, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hughes, Juedeman, Norby, Purdy, Parker, Rieder, Sippel, Watkins. Total 15.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

House Bill No. 94 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Barrett, Clowes, Crist, Fry, Gleed, Hansen, Hughes, Norby, Rieder, Sippel. Total 10.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

House Bill No. 125 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Barrett, Clowes, Crist, Fry, Gleed, Hansen, Hughes, McElwain, Norby, Rieder, Sippel. Total 11.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

Substitute House Bill No. 34 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker, Total 82.

Noes: None.

Absent and not voting: Barrett, Clowes, Crist, Hansen, Hughes, Norby, Rieder, Sippel. Total 8.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

House Bill No. 153 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barrett, Broeder, Clowes, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hughes, Norby, Purdy, Rieder, Sippel. Total 13.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

House Bill No. 154 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nybo, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 69.

Noes: Juedeman, McElwain, Nixon, O'Connor, Omholt, Parker, Rimel, Wood. Total 8.

Absent and not voting: Barrett, Broeder, Clowes, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hughes, Norby, Purdy, Rieder, Sippel. Total 13.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

House Bill No. 165 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Reed, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Barrett, Broeder, Clowes, Crist, Dempsey, Fry, Gleed, Haines (Missoula), Hansen, Hughes, Iten, Juedeman, Loughran, Norby, Phillips, Purdy, Regan, Rieder, Sippel, Tobin (Silver Bow). Total 20.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

House Bill No. 131 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barrett, Broeder, Clowes, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hughes, Juedeman, Norby, Phillips, Purdy, Rieder, Sippel. Total 15.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

Senate Joint Resolution No. 2 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Barrett, Broeder, Clowes, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hughes, Juedeman, Norby, O'Connor, Phillips, Purdy, Rieder, Sippel. Total 16.

Excused: Dwyer, Goodgame, Taylor, Toole. Total 4.

MOTIONS AND RESOLUTIONS

A motion was made by Wilson, duly seconded and carried, that House Bill No. 265 be taken from the Committee on State Boards and Institutions and re-referred to the Committee on Ways and Means.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Thursday, February 5, 1953, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRTY-SECOND LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 5, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Goodgame and Toole, both excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirty-first legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 130, respectfully report as follows: That House Bill No. 130 be amended by striking out in line 17, page 2 of the original bill, the words and figures "fifty cents (50c)," and inserting in lieu thereof, the words and figures "one dollar ($1.00)". And as amended, do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 225, respectfully report as follows: That House Bill No. 225 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 160, respectfully report as follows: That House Bill No. 160 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 196, respectfully report as follows: That House Bill No. 196 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 206, respectfully report as follows: That House Bill No. 206 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 195, respectfully report as follows: That House Bill No. 195 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 193, respectfuly report as follows: That House Bill No. 193 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 194, respectfully report as follows: That House Bill No. 194 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 192, respectfully report as follows: That House Bill No. 192 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 87, respectfully report as follows: That House Bill No. 87 do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 2, respectfully report as follows: That Senate Joint Memorial No. 2 be concurred in.

SCHILTZ, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 4, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in the Senate Amendments:

House Bill No. 55 by Judiciary Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bill was this day read third time and passed, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Bill No. 52 by Mackey et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 27 by McElwain and Graybill.

House Bill No. 40, by McElwain and Schiltz.

House Bill No. 57 by Judiciary Committee.

House Bill No. 61 by Nixon and Higgins.

House Bill No. 70 by Higgins.

House Bill No. 72 by Smith and Rimel.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Sagunsky, duly seconded and carried that consideration of Senate Bill No. 5 on General Orders be passed for the day.

A motion was made by Graybill, duly seconded and carried, that consideration of House Bill No. 203 on General Orders be passed for the day.

A motion was made by Dwyer that House Bill No. 106 be removed from General Orders and re-referred to the Committee on Judiciary. Seconded and carried.

INTRODUCTION OF BILLS

The following was introduced, read first and second time, and referred to the Comimttee on Agriculture, Dairying, and Horticulture:

Senate Bill No. 52, introduced by Mackay, Worden, Tibbals, McQuitty, Larson: A bill for an act entitled: "An Act to Create An Interdepartmental Advisory Council to be Known as the Agriculture and Livestock Council Consisting of the Executive Officer of the Livestock Commission, the Executive Officer of the Livestock Sanitary Board, the Executive Officer of the

State Board of Health, the Commissioner of Agriculture, the Executive Secretary of the Milk Control Board and the Executive Secretary of the Poultry Improvement Board for the Purpose of Coordinating the Work of the Several Executive Departments of the State Pertaining to Agriculture and Livestock to the End That Matters of Common Concern to Them May Have Their Joint Consideration and That Duplication and Overlapping May be Eliminated and Administrative Efficiency May be Increased."

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules of the previous session.

Wiedman of Lake in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 127 be amended as follows: House Bill No. 127, in the printed bill, by changing the period appearing in line 26, Section 1, after the word "married" to a semi-colon and adding the following: "provided further that the payments herein provided for to be made to the surviving widow and/or children shall not be made if such payments will require an increase in the millage tax levy now provided for by Section 11-1823." and as so amended do pass.

That House Bill No. 71 do pass.

That Substitute House Bill 25 be amended in Section One (1) by striking out in line thirty-three (33) the word and figure "six (6)" and inserting in lieu thereof the word and figure "eight (8)"; and further amend by striking out in line thirty-four (34), the word and figure "sixty (60)" and inserting in lieu thereof the word and figure "one hundred twenty (120)"; and as so amended do pas.

That House Bill No. 137 be amended in Section 1, line 1 page 1 of the printed bill by inserting immediately following the figures "1947," the following words: "as amended by Section 1, Chapter III, Laws of Montana, 1951,"; and be further amended in the Title by adding on page 1 of the printed bill, immediately following the figures "1947," the words and figures "As Amended by Section 1, Chapter III, Laws of Montana, 1951," and as so amended do pass.

That House Bill No. 149 do pass.

That House Bill No. 151 do pass.

That the Committee arise and report progress and beg leave to sit again.

WIEDMAN, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: 27, 40, 57, 61, 70, and 72.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 27 introduced by me and find the same to be correct.

McELWAIN, Chairman.

I have examined House Bill No. 40 introduced by me and find the same to be correct.

SCHILTZ

I have examined House Bill No. 57 introduced by the Committee on Judiciary and find the same to be correct.

SYKES

I have examined House Bill No. 61 introduced by me and find the same to be correct.

NIXON

I have examined House Bill No. 70 introduced by me and find the same to be correct.

HIGGINS

I have examined House Bill No. 72 introduced by me and find the same to be correct.

RIMEL

The Speaker signed the following bills in open session: House Bills Nos. 27, 40, 57, 61, 70, and 72.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 71, 127, 149, 151, and Substitute House Bill No. 25.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 162, 176, 177, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 235, respectfully report as follows: That House Bill No. 235 do pass.

PURDY, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 138, respectfully report as follows: That House Bill No. 138 do pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 159, respectfully report as follows: That House Bill No. 159 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 113, respectfully report as follows: That House Bill No. 113 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 167, respectfully report as follows: That House Bill No. 167 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 42, respectfully report as follows: That Senate Bill No. 42 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 43, respectfuly report as follows: That Senate Bill No. 43 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 45, respectfully report as follows: That Senate Bill No. 45 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 227, respectfully report as follows: That House Bill No. 227 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 218, respectfully report as follows: That House Bill No. 218 be amended as follows: By inserting in line 17 of the original bill, after the word "who" the following words: "has served an internship of two (2) years in a hospital approved for internship by the Council on Medical Education and Hospitals of the American Medical Association, and", and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 204, respectfully report as follows: That House Bill No. 204 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 150, respectfully report as follows: That House Bill No. 150 do not pass, and that

Substitute House Bill No. 150, A bill for an act entitled: "An act to amend Chapter 204 of the Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, known as the Motor Vehicle Safety Responsibility Act, by amending Section 1, defining 'operator'; and by amending Section 7, relating to suspension of registration of nonresident's operating privilege; and by amending Section 17, relating to proof required upon certain convictions; and by amending Section 31, relating to the surrender of license and registration; repealing all acts and parts of acts in conflict therewith, and providing for the effective date of this act." do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 27, 40, 57, 61, 70, 72, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:50 o'clock, p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

INTRODUCTION OF BILLS

The following was introduced, read first and second time, and referred to the Committee on Printing:

Substitute House Bill No. 150, introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An Act to Amend Chapter 204 of the Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951 Known as the Motor Vehicle Safety Responsibility Act, by Amending Section 1, Defining 'Operator'; and by Amending Section 7, Relating to Suspension of Registration of Nonresident's Operating Privilege; and by Amending Section 17, Relating to Proof Required Upon Certain Convictions; and by Amending Section 31, Relating to the Surrender of License and Registration; Repealing All Acts and Parts of Acts in Conflict Therewith, and Providing for the Effective Date of This Act."

THIRD READING

The following bills, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 71 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Beck, Bricker, Corcoran, Crist, Emmons, Haines (Missoula), Hansen, Juedeman, Michels, Norby, Sax, Seifert, Watkins, Wetzsteon. Total 14.

Excused: Goodgame, Taylor, Toole. Total 3.

House Bill No. 127 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange,

Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Sax. Total 1.

Absent and not voting: Corcoran, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hughes, Juedeman, Michels, Nixon, Nybo, Phillips, Wetzsteon. Total 13.

Excused: Goodgame, Taylor, Toole. Total 3.

House Bill No. 149 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Goodwin, Graybill, Gunderson, Hancock, Hanson, Hess, Hughes, Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Nixon, Norby, Nybo, O'Connor, Parker, Pfohl, Phillips, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 64.

Noes: Armstrong, Broeder, Brownfield, Goffena, Haines (Flathead), Haines (Prairie), Hawks, Higgins, Hilger, Iten, Johnson (Granite), Leuthold, Omholt, Sax. Total 14.

Absent and not voting: Corcoran, Crist, Fry, Fulton, Gleed, Haines (Missoula), Hansen, Juedeman, Michels, Peters, Powell, Sagunsky, Schiltz, Wetzsteon. Total 14.

Excused: Goodgame, Toole. Total 2.

House Bill No. 151 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson, (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Bricker, Crist, Fry, Gleed, Haines (Missoula), Hansen, Hawks, Hughes, Juedeman, Loughran, Michels, Peters, Sagunsky, Tobin (Lewis & Clark), Wetzsteon. Total 15.

Excused: Goodgame, Taylor, Toole. Total 3.

Substitute House Bill No. 25 failed to pass by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Broeder, Gebhardt, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Iten, Johnson (Granite), Leuthold, Nixon, Norby, Nybo, O'Connor, Pfohl, Pierce, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, Watkins, Wiedman, Mr. Speaker. Total 36.

Noes: Anderson, Arnold, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons,

Gershmel, Goffena, Goodwin, Graybill, Gunderson, Hess, Higgins, Hilger, Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Omholt, Parker, Phillips, Powell, Rieder, Ringling, Sippel, Tobin (Silver Bow), VanDyke, Walton, Wilson, Wood. Total 42.

Absent and not voting: Bricker, Crist, Fry, Fulton, Gleed, Haines (Missoula), Hansen, Hawks, Hughes, Juedeman, Loughran, Peters, Wetzsteon. Total 13.

Excused: Goodgame, Taylor, Toole. Total 3.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules of the previous sitting.

Wiedman of Lake in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 155 do pass.

That House Bill No. 158 do pass.

That House Bill No. 164 do pass.

That House Bill No. 219 do pass.

That Substitute House Bill No. 79 do pass.

That House Bill No. 128 do pass.

That Substitute House Bill No. 12 be amended in Section 5 after line 24 by adding the following: "For the purpose of the Act; any requirements herein contained with respect to the use of the word Oleomargarine shall be deemed sufficiently complied with by the word Margarine.'; and as so amended do pass.

That House Bill No. 43 do pass.

WIEDMAN, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until 10:00 a. m. Friday, February 6, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRTY-THIRD LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 6, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Crist, Fry, Goodgame, Hughes, Juedeman, Taylor, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirty-second legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 43, 128, 137, 155, 158, 164, 219, and Substitute House Bills Nos. 12, 79.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 157, 161, 168, 169, 213, 222, 260, 261, 268 and Substitute House Bill No. 28, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 312, respectfully report as follows: That House Bill No. 312, do pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Joint Resolution No. 2, respectfully report as follows: That House Joint Resolution No. 2 do pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Joint Resolution No. 3, respectfully report as follows: That House Joint Resolution No. 3 do pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 226, respectfully report as follows: That House Bill No. 226 do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 270, respectfully report as follows: That House Bill No. 270 do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 296, respectfully report as follows: That House Bill No. 296 do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 91, respectfully report as follows: That House Bill No. 91 do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 211, respectfully report as follows: That House Bill No. 211 be amended as follows: Section 1, House Bill No. 211, in the original bill be amended by striking out the words "it shall be the duty of" and inserting in lieu thereof the word "the." and be further amended by striking out the word "to" in line 14 and inserting in lieu thereof "shall have the power"; further be amended by striking out in line 16 of the original bill the words "the next" preceding the word "general" and substituting in lieu thereof the word "any"; further be amended by striking the comma from the middle of line 17 and inserting a period in lieu thereof. Amend line five of the title by striking out the word "Provide" and substituting in lieu thereof the word "Permit". do pass.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 73, respectfully report as follows: That House Bill No. 73 be amended as follows: In line 16 of the original bill, following the word "law", strike out the word "and" and insert in lieu thereof the word "or", and further amend by striking out in line 22 of the original bill after the word "offense," the following words: "forfeit and pay a sum not to exceed one hundred dollars ($100.00) to any person aggrieved thereby, to be recovered in a District Court, and shall also, for every such offense," and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

MESSAGE FROM SENATE

February 5, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agred to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 26 by Hibs.

Senate Bill No. 37 by Wenger et al.

Senate Bill No. 38 by Wenger et al.

Senate Bill No. 39 by Wenger et al.

Senate Bill No. 58 by Mackay et al.

Senate Bill No. 61 by Committee on Public Lands.

Senate Bill No. 66 by Brewer.

Senate Bill No. 74 by Committee on Fish and Game.

Senate Bill No. 77 by Robinson, Anderson (Chouteau).

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by McElwain, he having voted with the prevailing side, that the House reconsider its action in rejecting Substitute House Bill No. 25 on Third Reading. Seconded and carried.

A motion was made by McElwain, duly seconded and carried, that Substitute House Bill No. 25 be taken from Third Reading and re-referred to the Committee on Highways and Highway Transportation.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 26, introduced by Hibbs: A bill for an act entitled: "An Act Relating to the Filing of Plats and Providing for the Inspections of Plats by the County Commissioners and the Municipal Council, and Authorizing Such Council or Board of County Commissioners to Make Certain Requirements Before the Filing Thereof." Referred to Committee on Townships and Counties.

Senate Bill No. 37, introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: "An Act to Amend Section 38-406 of the Revised Codes of Montana, 1947, to Increase From Six (6) Weeks to Four (4) Months the Period of Retention of Voluntary Applicants for Admission to Montana State Hospital. Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 38, introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: "An Act to Amend Section 38-506 of the Revised Codes of Montana, 1947, to Provide for Termination of Parole of Patients From Montana State Hospital by Discharge of Patients Paroled Continuously for a Period of Two Years, or Who Shall Have Escaped From Said Institution and Shall Not Have Been Returned Thereto Within a Period of Two (2) Years; Providing for Notice of Such Discharge to be Given to the Court by Which the Patient Was Committed; Providing That No Person So Discharged Shall be Recommitted to Said Hospital Except by Court Order Made as by Law, Provided for Committment in the First Instance." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 39, introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: 'An Act to Amend Section 91-4704 of the Revised Codes of Montana to Provide That Notice of the Hearing to be Had Upon Petition of Persons Adjudged Incompetent, to Have Their Civil Rights Restored, Shall be Given to the Superintendent of Montana State Hospital in All Cases in Which the Petitioner Was Committed to Said Hospital, and Further to Provide That the Clerk of the Court by Which Such Petition is Determined Shall Mail to the Superintendent of the State Hospital a Copy of the Decision Rendered by the Court Upon Such Petition." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 58, introduced by Mackay, McQuitty, Larson: A bill for an act entitled: "An Act to Amend Section 3-2313 of the Revised Codes of Montana, 1947, Relating to Licensing of Egg Graders to Increase From One Dollar ($1) Per Year to Two Dollars and Fifty Cents ($2.50) Per Year the License Fee Required to be Paid." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 61, introduced by Committee on Public Lands: A bill for an act entitled: "An Act to Amend Section 81-928, Revised Codes of Montana, 1947, Relating to the Assessment and Taxation of Lands Sold by the State of Montana and Providing That Such Lands Shall be Subject to Taxation to the Full Value Thereof, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

Senate Bill No. 66, introduced by Brewer: A bill for an act entitled: "An Act to Amend Section 93-3010, Revised Codes of Montana, 1947, as Previously Amended by Section 2 of Chapter 122, 1951 Session Laws Relating to Service of Process on Certain Corporations by Serving the Secretary of State; Providing for the Service of Process Upon the Secretary of State When the Officers and Agents of Corporations Who Are or Were Doing Business in the State of Montana, Cannot be Found in the State of Montana; Providing That Service by Mailing Must be Made in Certain Types of Actions." Referred to Committee on Judiciary.

Senate Bill No. 74, introduced by Committee on Fish and Game: A bill for an act entitled: "An Act to Amend Section 26-105 of the Revised Codes of Montana, 1947, as Amended by Section 1 of Chapter 6 of the Session Laws of the State of Montana, 1951, Relating to the Compensation of Commissioners to Provide That the Members of the Fish and Game Commission Shall Receive a Per Diem of Fifteen Dollars ($15.00) Per Day While on Official Business and Setting the Annual Limitation of Compensation for Each Commissioner Not to Exceed Six Hundred Dollars ($600.00)." Referred to Committee on Fish and Game.

Senate Bill No. 77, introduced by Robinson, Anderson (Chouteau): A bill for an act entitled: "An Act to Amend Section 31-138 of the Revised Codes of Montana, 1947, Relating to Duplicate Certificates." Referred to Committee on Highways and Highway Transportation.

THIRD READING

The following bills, having been read three several times, history and title agreed to, were disposed of as follows:

House Bill No. 43 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: McElwain. Total 1.

Absent and not voting: Barrett, Dempsey, Gunderson, Haines (Missoula), Hansen, Hawks, Loughran, Marsenich, Sales, Sippel, Tobin (Lewis & Clark). Total 11.

Excused: Crist, Fry, Goodgame, Taylor, Toole. Total 5.

House Bill No. 128 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz,

Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Barrett, Dempsey, Gleed, Higgins, Marsenich, Omholt. Total 6.

Excused: Crist, Fry, Goodgame, Taylor, Toole. Total 5.

House Bill No. 137 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Dempsey, Gleed, Hansen, Marsenich, Ringling. Total 5.

Excused: Crist, Fry, Goodgame, Taylor, Toole. Total 5.

House Bill No. 155 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: Fulton. Total 1.

Absent and not voting: Gleed, Hansen, Loughran, Omholt, Phillips, Watkins. Total 6.

Excused: Crist, Fry, Goodgame, Hughes, Taylor, Toole. Total 6.

House Bill No. 158 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon,

Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark,) Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Atkinson, Gleed, Hansen, Loughran. Total 4.

Excused: Crist, Fry, Goodgame, Hughes, Taylor, Toole. Total 6.

House Bill No. 164 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Hanson, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Bricker, Dempsey, Gleed, Loughran, Phillips, Tange. Total 6.

Excused: Crist, Fry, Goodgame, Hughes, Taylor, Toole. Total 6.

House Bill No. 219 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Bricker, Dempsey, Gleed. Total 3.

Excused: Crist, Fry, Goodgame, Hughes, Taylor, Toole. Total 6.

Substitute House Bill No. 12 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo,

O'Connor, Parker, Peters, Pfohl, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Scihltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: Brownfield, Gunderson, Higgins, Iten, Omholt, Powell, Wetzsteon. Total 7.

Absent and not voting: Gleed, Phillips. Total 2.

Excused: Crist, Fry, Goodgame, Hughes, Taylor, Toole. Total 6.

Substitute House Bill No. 79 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Gleed, Haines (Missoula), Phillips, Rimel. Total 4.

Excused: Crist, Fry, Goodgame, Hughes, Taylor, Toole. Total 6.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules of the previous session.

Pfohl of Park in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 203 be passed for the day.

That House Bill No. 162 do pass.

That House Bill No. 176 do pass.

That House Bill No. 177 do pass.

That Senate Amendments to House Bill No. 55 be concurred in.

That Senate Bill No. 5 be concurred in.

That Senate Bill No. 3 be amended in the title by inserting in the second line of the title after the word "Sale" and before the word "of" the words "or exchange" and as so amended be concurred in.

That Senate Bill No. 42 be concurred in.

That Senate Bill No. 43 be concurred in.

That Senate Bill No. 45 be concurred in.

PFOHL, Chairman.

Report adopted.

A motion was made by O'Connor that House Bill No. 203 be taken from General Orders and re-referred to the Committee on Affairs of Cities. Seconded and carried.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 86, 87, 133, 135, 139, 156, 242, 243, 262, 336, 341, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing beg leave to report the following bills correctly engrossed: House Bills Nos. 162, 176, 177.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 327, respectfully report as follows: That House Bill No. 327 be re-referred to the Committee on Judiciary.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 303, respectfully report as follows: That House Bill No. 303 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 302, respectfully report as follows: That House Bill No. 302 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 220, respectfully report as follows: That House Bill No. 220 be amended as follows: Amend Section 1, on page 1 in line 31 of the original bill following the word "levy," by inserting the following words "plus federal reimbursements in lieu of taxes," and as amended, recommend that same do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 221, respectfully report as follows: That House Bill No. 221 be amended as follows: Amend Section 1 on page 2 in line 18 of the original bill following the word "tax," by inserting the following words "plus federal reimbursements in lieu of taxes"; and further amend Section 2 on page 5 in line 3 of the original bill by deleting the figure "(75-5609)" and inserting in lieu thereof the figures "(75-4609)," and as amended, recommend that same do pass.

REED, Chairman.

Report adopted.

MESSAGE FROM SENATE

February 6, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 58 by McElwain.

House Bill No. 78 by Graybill.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

THIRD READINGS

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Bill No. 5 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Emmons, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Johnson (Granite), Leuthold, McAndrews, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Pfohl, Phillips, Pierce, Powell, Regan, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 61.

Noes: Anderson, Barrett, Cavanaugh, Durkee, Johnson (Silver Bow), Mahoney, Marsenich, Tobin (Silver Bow), Wood. Total 9.

Absent and not voting: Broeder, Dempsey, Dwyer, Gershmel, Gleed, Hansen, Iten, Loughran, MacDonald, Parker, Peters, Purdy, Reed, Rieder, Sax, Smith. Total 16.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

Senate Bill No. 3 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Goffena, Goodwin, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Broeder, Dempsey, Dwyer, Gershmel, Gleed, Graybill, Gunderson, Hansen, Iten, Loughran, MacDonald, Nixon, Peters, Regan, Sagunsky, Sales, Seifert. Total 17.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

Senate Bill No. 42 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Paririe), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Atkinson, Dempsey, Dwyer, Gershmel, Gleed, Hansen, Higgins, Iten, Loughran, MacDonald, Nixon, Ringling, Sales, Tobin (Lewis & Clark). Total 14.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

Senate Bill No. 43 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Higgins, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Dempsey, Dwyer, Gershmel, Gleed, Hansen, Hanson, Hilger, Iten, Loughran, Nixon, Pierce, Tobin (Lewis & Clark). Total 12.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

Senate Bill No. 45 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Philips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Brownfield, Dempsey, Dwyer, Emmons, Gershmel, Gleed, Hansen, Hanson, Higgins, Iten, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Nixon, Nybo, Tobin (Silver Bow). Total 18.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

House Bill No. 162 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Hilger, Johnson (Granite,), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Omholt. Total 1.

Absent and not voting: Bricker, Dempsey, Dwyer, Gershmel, Gleed, Haines (Missoula), Hansen, Hanson, Higgins, Iten, Loughran, Nybo, Regan, Wetzsteon. Total 14.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

House Bill No. 176 was passed by the following vote:

Ayes: Anderson, Armstrong, Babcock, Barnard, Barrett, Bricker, Broeder, Cavanaugh, Cerovski, Dempsey, Durkee, Emmons, Goodwin, Graybill, Haines (Flathead), Hess, Iten, Johnson (Granite), Johnson (Silver Bow), McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Omholt, Parker, Peters, Pfohl, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins. Wetzsteon, Wiedman, Mr. Speaker. Total 52.

Noes: Arnold, Atkinson, Beck, Brownfield, Clowes, Corcoran, Fulton, Gebhardt, Goffena, Gunderson, Haines (Prairie), Hancock, Hawks, Hilger, Leuthold, MacDonald, Nixon, Nybo, O'Connor, Pierce, Powell, Rieder, Seifert, Wilson, Wood. Total 25.

Absent and not voting: Dywer, Gershmel, Gleed, Haines (Missoula), Hansen, Hanson, Higgins, Loughran, Phillips. Total 9.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

House Bill No. 177 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Gunderson. Total 1.

Absent and not voting: Armstrong, Bricker, Dwyer, Gershmel, Gleed, Haines (Missoula), Hansen, Hilger, Loughran, Nixon, Phillips. Total 11.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

Senate Amendments to House Bill No. 55 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Bricker, Gershmel, Gleed, Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Loughran, McElwain, Phillips, Tange. Total 12.

Excused: Crist, Fry, Goodgame, Hughes, Juedeman, Sippel, Taylor, Toole. Total 8.

A motion was made by Wiedman, duly seconded and carried, that consideration of business on General Orders be passed for the day.

A motion was made by Smith, duly seconded and carried, that the House reconsider its action on House Bill No. 176 in Third Reading.

A motion was made by Pfohl, duly seconded and carried, that House Bill No. 176 be re-referred to the Committee on Fish and Game.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Saturday, February 7, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRTY-FOURTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 7, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Broeder, Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirty-second legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 248, respectfully report as follows: That House Bill No. 248 do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 249, respectfully report as follows: That House Bill No. 249 do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 257, respectfully report as follows: That House Bill No. 257 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 291, respectfully report as follows: That House Bill No. 291 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 337, respectfully report as follows: That House Bill No. 337 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 136, respectfully report as follows: That House Bill No. 136 be amended in Section 1, page 1, line 15, of the original bill, by striking out the word "nine" and the figure "9" and inserting in lieu thereof the word "eight" and the figure "8"; and in Section 1, Page 1, Line 17, by striking out all words after the word "residence"; and in Section 1, Page 1, Line 18, by striking out the word "duties," and as so amended do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 44, respectfully report as follows: That House Bill No. 44 do not pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 325, respectfully report as follows: That House Bill No. 325 do not pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 21, respectfully report as follows: That Senate Bill No. 21 be concurred in.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 19, respectfuly report as follows: That Senate Bill No. 19 be amended as follows: after line 2, page 2, of the original bill, add the following paragraph:

"The use or disclosure of information concerning applicants or recipients of old age assistance, or aid to the blind or of aid to dependent children for purposes not directly connected with the administration of these forms of assistance, shall be unlawful, and shall constitute a misdemeanor. The state department of public welfare shall adopt all rules and regulations necessary to give effect to this provision."

And as so amended, be concurred in.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 140, respectfully report as follows: That House Bill No. 140 be amended as follows: In the original bill in line 15, page 1, in Section 1, insert after the comma, following 1947, the words "as amended by Chapter 199 of the Session Laws of the State of Montana of 1951,"; and further amend line 26, page 1, by striking out after the word "government" and before the word "reimburse" the word "shall" and inserting in lieu thereof, the word "may"; and as so amended, do pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 50, respectfully report as follows: That Senate Bill No. 50 be concurred in.

BRICKER, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

February 6, 1953.

Hon. Dean Chaffin,
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir: I have the honor to advise you that I have this day approved the following: House Bills Nos. 13, 27, 40, 41, 57, 61, 70, 72, House Joint Memorials Nos. 2 and 3, and House Joint Resolution No. 1.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGE FROM SENATE

February 6, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 64 by Working (by request).

Senate Bill No. 98 by Fish and Game Commission.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Haines (Missoula), duly seconded and carried that consideration of House Bill No. 268 on General Orders be passed for the day.

A motion was made by Reed, duly seconded and carried, that House Bill No. 45 be withdrawn from General Orders and re-referred to the Committee on Education.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 64, introduced by Working (by request): A bill for an act entitled: "An Act to Amend Section 66-1403 (3127) of the Revised Codes of Montana, 1947, Relating to the Educational Qualifications for a License to Practice Osteopathy and the Annual Registration of Such Licenses, and to Amend Section 66-1405 (3129) Revised Codes of Montana, 1947, Relating to the Examination Given by the Board and Appeal Therefrom; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 98, introduced by Fish and Game Committee: A bill for an act entitled: "An Act to Amend Section 26-205 of the Revised Codes of Montana, 1947, as Amended by Chapter 142 of the Laws of 1951, Relating to the Classes of Licenses for Hunting and Taking Game and Fish and Fur-Bearing Animals Within the State of Montana; the Fees and Powers Under Such Licenses; Providing Rules for Determining Residence for the Purpose of Issuing Resident Hunting and Fishing Licenses; Placing a Limitation on the Issuance of Big Game Licenses to Children Under the Age of Twelve (12) Years; Providing for the Tagging of Big Game Animals and Fixing Penalty for Violation of the Act, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Fish and Game.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules of the previous session.

Phillips of Fergus in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Joint Memorial No. 2 be concurred in.

That consideration of House Bill No. 157 be passed for the morning.

That House Bill No. 161 do pass.

That the enacting clause of House Bill No. 168 be stricken.

That the enacting clause of House Bill No. 169 be stricken.

That House Bill No. 213 do pass.

That House Bill No. 222 do pass.

That consideration of House Bill No. 260 be passed for the day.

That House Bill No. 261 do pass.

That consideration of Substitute House Bill No. 28 be passed for the day.

That House Bill No. 86 do pass.

That House Bill No. 87 do pass.

That House Bill No. 133 do pass.

That the Committee do rise and report progress and ask leave to sit again.

PHILLIPS, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

CONSIDERATION OF GENERAL ORDERS

Phillips of Fergus in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 135 be amended in Section 1 by striking out the period in line 12 of the printed bill, following the word "county" and inserting in lieu thereof a semi-colon and adding after said semi-colon the words "provided, however, that nothing in this act shall be construed to alter or repeal the provisions of Sections 32-302 and 32-304."; and as so amended, do pass.

That consideration of House Bill No. 139 be passed for the day.

That House Bill No. 156 do pass.

That House Bill No. 157 do pass.

That House Bill No. 262 do pass.

That House Bill No. 243 do pass.

That House Bill No. 262 do pass.

That House Bill No. 336 do pass.

That House Bill No. 341 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 55.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 55 introduced by the Committee on Judiciary and find the same to be correct.

McELWAIN

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 86, 87, 161, 213, 261, 133, 222.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 111, 113, 130, 152, 263, 352, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 135, 156, 157, 242, 243, 336, 341, 262.

OMHOLT, Chairman.

Report adopted.

The Speaker signed House Bill No. 55 in open session.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 279, respectfully report as follows: That House Bill No. 279 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 181, respectfully report as follows: That House Bill No. 181 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 347, respectfully report as follows: That House Bill No. 347 be re-referred to the Committee on Education.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 33, respectfully report as follows: That House Bill No. 33 do not pass; but that

Substitute House Bill No. 33, A bill for an act entitled: "An Act to provide for the Licensing of Real Estate Brokers and Salesmen; creation of Montana Real Estate Brokers Board and its appointment, organization, compensation, purposes, powers, and duties; licenses to partnerships and corporations; application for license and requirements therefor; application of non-resident; action on bonds; disposition of fees and fines; regulation and penalties; hearing procedure and judicial review; practice of law forbidden; severability; repeal of Sections 66-1901 to 66-1923, both inclusive, of the Revised Codes of Montana, 1947, and all acts in conflict herewith." do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, the majority of your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 74, respectfully report as follows: That House Bill No. 74 be amended as follows: in the original bill, on page 5 thereof, on lines 52 and 53 of Section 3, by striking out the words "person, nurse or license, registered or practical", and inserting in lieu thereof the word "member" and that, as so amended, do pass.

ARNOLD, Chairman.
HIGGINS
SAX
DURKEE

HANSEN
REED
SIPPEL
SEIFERT
HANSON
TANGE
REGAN

Mr. Speaker: We, the minority of your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 74, respectfully report as follows: That House Bill No. 74 do not pass.

DWYER
TOBIN (Silver Bow)
CLOWES

A motion was made by Arnold, duly seconded, that the majority report be adopted.

A substitute motion was made by Dwyer, duly seconded, that the minority report be adopted, which motion was lost.

Thereupon the majority report was adopted.

Mr. Speaker: We, your Committee on Railroads and Railway Transportation, having had under consideration House Bill No. 32, respectfully report as follows: That House Bill No. 32 do not pass.

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 212, respectfully report as follows: That House Bill No. 212 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 114, respectfully report as follows: That House Bill No. 114 do not pass, but that

Substitute House Bill No. 114, A bill for an act entitled: "An act to amend Section 84-3305 of the Revised Codes of Montana, 1947, relating to licenses and license fees for movie theatres; and prescribing when this act takes effect." do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 317, respectfully report as follows: That House Bill No. 317 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 318, respectfully report as follows: That House Bill No. 318 do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 286, respectfully report as follows: That House Bill No. 286 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 245, respectfully report as follows: That House Bill No. 245, do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 184, respectfully report as follows: That House Bill No. 184 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 239, respectfuly report as follows: That House Bill No. 239 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 46, respectfully report as follows: That House Bill No. 46 be amended as follows: In line 23 of the original bill, strike out the words and figures "twenty-five (25) years," and insert in lieu thereof, the words and figures "eighteen (18) years,". and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 190, respectfully report as follows: That House Bill No. 190 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 185, respectfully report as follows: That House Bill No. 185 do not pass.

WILSON, Chairman.

A motion was made by Wilson, duly seconded, that the report be adopted.

A substitute motion was made by Gunderson, duly seconded, that House Bill No. 185 be printed and placed on General Orders, which motion was lost.

Thereupon the committee report was adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 30, respectfully report as follows: That House Bill No. 30 do not pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 282, respectfully report as follows: That House Bill No. 282 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 280, respectfully report as follows: That House Bill No. 280 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 281, respectfully report as follows: That House Bill No. 281 do pass.

WILSON, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Durkee, duly seconded and carried, that consideration of House Bill No. 87 on Third Reading be passed for the day.

A motion was made by Sykes, duly seconded and carried, that House Bills Nos. 248 and 249 be taken from printing and be re-referred to the Committee on Liquor Control.

A motion was made by O'Connor, duly seconded and carried, that House Bill No. 230 be taken from the Committee on Highways and Highway Transportation and re-referred to the Committee on Ways and Means.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to the Committee on Printing:

Substitute House Bill No. 33, introduced by Committee on State Boards and Institutions: A bill for an act entitled: "An Act to Provide for the Licensing of Real Estate Brokers and Salesmen; Creation of Montana Real Estate Brokers Board and its Appointment, Organization, Commpensation, Purposes, Powers, and Duties; Licenses to Partnerships and Corporations; Application for License and Requirements Therefor; Application of Non-Resident; Action on Bonds; Disposition of Fees and Fines; Regulation and Penalties; Hearing Procedure and Judicial Review; Practice of Law Forbidden; Severability; Repeal of Sections 66-1901 to 66-1923, Both Inclusive, of the Revised Codes of Montana, 1947, and All Acts in Conflict Herewith."

Substitute House Bill No. 114, introduced by Committee on Ways and Means: A bill for an act entitled: "An Act to Amend Section 84-3305 of the Revised Codes of Montana, 1947, Relating to Licenses and License Fees for Movie Theatres; and Prescribing When This Act Takes Effect."

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

Senate Joint Memorial No. 2 was concurred in by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Prairie), Hancock, Hansen, Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Peters, Pierce, Powell, Purdy, Reed, Regan, Sales, Sax, Schiltz, Seifert, Smith, Sykes, Totten, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 61.

Noes: Armstrong, Atkinson, Beck, Haines (Flathead), Haines (Missoula), Mahoney, Nixon, Phillips, Rieder, Rimel, Ringling, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Watkins. Total 16.

Absent and not voting: Bricker, Hawks, Higgins, Hughes, Loughran, Parker, Sagunsky. Total 7.

Excused: Broeder, Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Taylor, Toole. Total 10.

House Bill No. 86 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Bricker, Clowes, Hawks, Higgins, Parker, Sagunsky. Total 6.

Excused: Broeder, Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Taylor, Toole. Total 10.

House Bill No. 161 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Corcoran, Durkee, Emmons, Fry, Fulton, Gebhardt, Goffena, Goodwin, Graybill, Gunderson, Haines (Prairie), Hancock, Hansen, Hanson, Hess, Iten, Johnson (Granite), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Peters, Phillips, Pierce, Reed, Regan, Rieder, Rimel, Ringling, Sax, Schiltz, Seifert, Smith, Steel, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 61.

Noes: Dempsey, Dwyer, Haines (Flathead), Haines (Missoula), Hilger, Johnson (Silver Bow), Juedeman, Loughran, Marsenich, Omholt, Purdy, Sales, Tobin (Silver Bow), Wetzsteon. Total 14.

Absent and not voting: Clowes, Gleed, Hawks, Higgins, Hughes, Parker, Powell, Sagunsky, Sykes. Total 9.

Excused: Broeder, Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Taylor, Toole. Total 10.

House Bill No. 213 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hess, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Philips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Bricker, Hanson, Hawks, Higgins, Hilger, Parker, Sagunsky, Sykes, Wiedman. Total 9.

Excused: Broeder, Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Taylor, Toole. Total 10.

House Bill No. 261 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Goffena. Total 1.

Absent and not voting: Hawks, Higgins, Iten, Parker, Sagunsky, Sykes. Total 6.

Excused: Broeder, Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Taylor, Toole. Total 10.

House Bill No. 133 was passed by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Bricker, Broeder, Brownfield, Corcoran, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Sales, Sax, Schiltz, Seifert, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Hanson, Mr. Speaker. Total 59.

Noes: Anderson, Barnard, Beck, Cerovski, Clowes, Durkee, Emmons, Goodwin, Graybill, Gunderson, Hess, Johnson (Silver Bow), MacDonald, McAndrews, Mahoney, Marsenich, Michels, Regan, Ringling, VanDyke, Wood. Total 21.

Absent and not voting: Hawks, Higgins, Parker, Sagunsky, Sykes. Total 5.

Excused: Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Taylor, Toole. Total 9.

House Bill No. 222 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Peters, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Haines (Flathead), Hilger, Iten, Juedeman, Omholt, Wetzsteon. Total 6.

Absent and not voting: Fry, Hawks, Higgins, Hughes, Parker, Phillips, Sykes. Total 7.

Excused: Cavanaugh, Crist, Gershmel, Goodgame, Pfohl, Sippel, Tange, Taylor, Toole. Total 9.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Monday, February 9, 1953, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRTY-SIXTH LEGISLATIVE LDAY

House of Representatives
Helena, Montana
February 9, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Broeder, Crist, Gunderson, Loughran, Sippel, Taylor, Toole, all excused.

Mr. Speaker: We your Committee on Journal, having examined the Journal for the thirty-fourth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITEES

Mr. Speaker: We, your Committee on Employment, respectfully report as follows: That the following change of status of employees be made effective this date:

Rosemary Riddock from stenographer to typist.

Elva L. MacPherson from typist to stenographer.

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 272, respectfully report as follows: That House Bill No. 272 do not pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 45, respectfully report as follows: That House Bill No. 45 be amended as follows: Sub-Section 13 of Section 1 on page 3, line 18, through line 3, page 4, shall be deleted and the following inserted:

"(13) 'Earnable compensation' shall mean the full rate of the compensation, pay or salary that would be payable to a teacher if he worked the full normal working time except that any compensation in excess of five thousand dollars ($5,000.00) per annum, shall not be used for the purpose of this system provided that any teacher who received a salary or compensation in excess of two thousand dollars ($2,000.00) per annum subsequent to July 1, 1945, may use such salary or that portion of it not in excess of five thousand dollars ($5,000.00) as a basis of compensation for the purpose of this system if (a) he contributes five per cent (5%) of the excess of such salary subsequent to July 1, 1945, over two thousand dollars ($2,000.00) and not exceeding five thousand dollars ($5,000.00) to his individual account in the annuity savings fund and (b) he contributes three and one-half per cent (3½%) of the excess of his salary subsequent to July 1, 1945, over two thousand dollars ($2,000.00) and less than five thousand dollars ($5,000.00) to the pension accumulation fund. In cases where compensation includes maintenance, the retirement board shall fix the value of that part of the compensation not paid in money."

And as amended, recommend that same do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Joint Memorial No. 7, respectfully report as follows: That House Joint Memorial No. 7 be amended as follows: Insert the following words on line 3, page 1 of the original memorial: "A House Joint Memorial entitled: A Memorial", and as amended, do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 141, respectfully report as follows: That House Bill No. 141 do not pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 191, respectfuly report as follows: That House Bill No. 191 do not pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 132, respectfully report as follows: That House Bill No. 132 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 189, respectfully report as follows: That House Bill No. 189 do not pass.

O'CONNOR, Chairman.

Report adopted.

MESSAGES FROM SENATE

A motion was made by Bricker, seconded and carried, that the following messages from the Senate be considered as read and the Journal so show:

February 7, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 1 by Larson et al.

Senate Substitute for Senate Bill No. 4 by Judiciary Committee.

Senate Bill No. 9 by Tibbals et al.

Senate Bill No. 49 by Worden and Larson.

Senate Bill No. 51 by Larson et al.

Senate Bill No. 92 by Fish and Game Committee.

Senate Joint Memorial No. 6 by Committee on Military Affairs.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 3 by Sagunsky et al.

House Bill No. 4 by Sagunsky et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 18 by Gershmel et al.

House Bill No. 75 by Steel et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended that further action be indefinitely postponed by the committee of the whole, report adopted, and the bill is herewith returned to the House:

House Bill No. 118 by Goodwin.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to Senate Bill No. 3.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Haines (Missoula), duly seconded and carried, that House Bill No. 268 be re-referred to the Committee on Affairs of Cities.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 1, introduced by Larson, McQuitty, Worden, Tibbals, Mackay: A bill for an act entitled: "An Act to Create a Department of State Personnel; to Establish a Classified Service for State Officers and Employees and Designating the Exclusions of Certain Officers and Employees; to Provide for the Appointment, Fix the Number, Terms of Office, Qualifications, Duties, Powers, and Meetings of a Personnel Commission; to Provide for the Appointment, Compensation, Duties, Powers and Term of Office of a Personnel Director; to Provide for the Adoption of the Rules of the Personnel Commission and Fixing the Scope of Said Rules; Providing for the Duties of State Officers and Employees in Relation to Said Classified Service and the Rules and Orders of the Personnel Commission and Personnel Director; Providing for the Status of State Employees in the State Service on the Effective Date of This Act; Providing for the Certification or Withholding of Certification of Payrolls by the Personnel Director or His Agent; Providing That the Records of the Department of State Personnel Shall be Public Records Subject to Reasonable Regulations as to Time of Inspection; Providing for Appeals by Employees to the Commission; Providing for the Effective Date of Section 13 of This Act; Amending Section 59-901, Revised Codes of Montana, 1947, Relating to the Powers of the State Board of Examiners; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on State Boards and Institutions.

Senate Substitute for Senate Bill No. 4, introduced by Committee on Judiciary: A bill for an act entitled: "An Act to Amend Sections 53-202, 53-203 and 53-204, Revised Codes of Montana, 1947, Relating to the Use of Highways by Non-Residents, and Accidents, Collisions or Liability Incidental to Their Use; and Providing for the Service of Process Upon Such Non-Resident and Upon His Guardian and Upon the Executor, Administrator or Personal Representative of Such Non-Resident, If Deceased." Referred to Committee on Judiciary.

Senate Bill No. 9, introduced by Tibbals, Larson, Mackay, McQuitty, Worden: A bill for an act entitled: "An Act to Amend Sections 53-501, 53-503, 53-504, 53-505, 53-507, 53-508, 53-510, Revised Codes of Montana, 1947, Relating to State Owned Vehicles, Custody-Regulation of Use-Lettering; Providing for the Painting of All State Owned Vehicles, Except in the Instance of the Governor, the Highway Department and the Highway Patrol; Providing for the Transfer of Custody of State Owned Vehicles From the State Board of Examiners to the Governor; Providing for the Transfer of Authority on Regulation of Use of State Owned Vehicles From the Board of Examiners to the Governor; Providing for the Specifications for State Owned Vehicles; Providing for the Transfer of All Records of State Owned Vehicles From the Board of Examiners to the Office of the State Controller for the State of Montana; Providing for Penalty for Violation of This Act; Providing for the Effective Date and Repealing Sections 53-502, 53-509, and All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Senate Bill No. 49, introduced by Worden and Larson: A bill for an act entitled: "An Act to Repeal Chapter 24 of Title 82 of the Revised Codes of Montana, 1947; Relating to the Abolishment of the State Temperance Commission." Referred to Committee on State Boards and Institutions.

Senate Bill No. 51, introduced by Larson, Tibbals, McQuitty, Worden, Mackay: A bill for an act entitled: "An Act to Create an Inter-Departmental Advisory Council to be Known as the Council for Welfare and Health Consisting of the Executive Ofifcer of the State Board of Health, Administrator of the Department of Public Welfare, Warden of the Montana State Prison, President of the Industrial School, Superintendent of the Girls' Vocational School, President of the Montana State Hospital, Superintendent of the Montana State Training School, Superintendent of the Montana State Orphans' Home, President of the Montana State Tuberculosis Sanitarium, President of the Montana State School for the Deaf and Blind, Supervisor of the Home for the Senile Aged and the State Controller, for the Purpose of Coordinating the Work of the Several Executive Departments and Institutions of the State Pertaining to Health and Welfare, to the End That Matters of Common Concern to Them May Have Their Joint Consideration and That Duplication and Overlapping May be Eliminated and Administrative Efficiency Increased." Referred to Committee on State Boards and Institutions.

Senate Bill No. 92, introduced by Committee on Fish and Game: A bill for an act entitled: "An Act to Amend Section 26-401 of Chapter 4 of the Revised Codes of Montana, 1947, Relating to the Protection of Beaver; Permits and Fee; Tagging, Importing and Exporting of Skins; Expiration of Permits; and Granting Authority to the Fish and Game Commission to Declare an Open Season on Beaver When Beaver Have Increased in Numbers, and to Promulgate Rules and Regulations Under Which Beaver May be Trapped." Referred to Committee on Fish and Game.

Senate Joint Memorial No. 6, introduced by Committee on Military Affairs: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators From Montana, and to the Honorable Wesley A. D'Ewart, and the Honorable Lee Metcalf, Representatives in Congress From Montana, Requesting Passage of Legislation and a Supplemental Appropriation to Provide Adequate Facilities and Operating Funds So That Veterans in Need of Treatment for Tuberculosis, Neuropsychiatric Conditions and Domiciliary Care Can Obtain Treatment in Veterans Administration Facilities in Montana." Referred to Committee on Military Affairs.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

House Bill No. 87, being a constitutional amendment, failed to pass by the following vote:

Ayes: Anderson, Babcock, Barnard, Barrett, Beck, Bricker, Cerovski, Clowes, Durkee, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Hanson, Hess, Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, Parker, Peters, Pfohl, Reed, Regan, Rieder, Ringling, Sax, Seifert, Steel, Sykes, Tange, Totten, VanDyke, Wiedman, Wood, Mr. Speaker. Total 41.

Noes: Arnold, Atkinson, Brownfield, Corcoran, Dempsey, Dwyer, Fry, Fulton, Gleed, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Higgins, Hilger, Hughes, Iten, Johnson (Granite), McDonnell, McElwain, Nybo, O'Connor, Omholt, Phillips, Pierce, Powell, Purdy, Rimel, Sagunsky, Sales, Schiltz, Smith, Tobin (Silver Bow), Tobin (Lewis & Clark), Walton, Watkins, Wetzsteon, Wilson. Total 39.

Absent and not voting: Emmons, Gebhardt, Hawks, Juedeman, Nixon. Total 5.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

House Bill No. 135 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Iten, Omholt. Total 2.

Absent and not voting: Emmons, Hawks, Higgins, Juedeman, MacDonald, Nixon, Phillips. Total 7.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

House Bill No. 156 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold, Emmons, Gleed, Hawks, Hughes, Parker, Tobin (Lewis & Clark). Total 7.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

House Bill No. 157 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Emmons, Fry, Gleed, Haines (Prairie), Hawks, Hughes, Iten, McElwain, Omholt. Total 9.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

House Bill No. 242 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Arnold, Emmons, Fry, Gleed, Haines (Flathead), Haines (Prairie), Hawks, Hughes, McElwain, Marsenich, Rieder, Schiltz, Sykes, Tange. Total 14.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

House Bill No. 243 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Emmons, Fry, Gleed, Haines (Missoula), Hawks, Hughes, McElwain, Pierce, Reed, Schiltz, Smith, Sykes, Tange. Total 13.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

House Bill No. 262 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Graybill, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Steel, Tange, Tobin (Silver Bow), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: Durkee, Goodgame, Goodwin, Ringling, VanDyke. Total 5.

Absent and not voting: Fry, Gershmel, Gleed, Haines (Missoula), Hawks, Hughes, Pierce, Reed, Smith, Sykes, Tobin (Lewis & Clark). Total 11.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

House Bill No. 336 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Barrett, Fry, Gershmel, Gleed, Hawks, Hughes, Peters, Seifert, Tobin (Lewis & Clark). Total 9.

Excused: Armstrong, Broeder, Crist, Gebhardt, Gunderson, Loughran, Omholt, Sippel, Taylor, Toole, Wiedman. Total 11.

House Bill No. 341 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Anderson, Barrett, Haines (Flathead), Hawks, Powell, Tobin (Lewis & Clark), Wilson. Total 7.

Excused: Armstrong, Broeder, Cavanaugh, Crist, Gunderson, Loughran, Sippel, Taylor, Toole. Total 9.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Cerovski of Fergus in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 260 be amended by inserting after the enacting clause the following: "Section 1. That Section 5-910 of the Revised Codes of Montana of 1947, be and the same are hereby amended to read as follows: 'Section"; and be further amended in Section 1 by adding in line

seven (7) after the word "day," the following: "for each person engaged in the examination"; and as so amended, do pass.

That consideration of House Bill No. 139 be passed for the day.

That consideration of Substitute House Bill No. 28 be passed for the day.

That House Bill No. 111 do pass.

That House Bill No. 113 do pass.

That House Bill No. 130 do pass.

That House Bill No. 152 do pass.

That House Bill No. 263 be amended in Section 1 by adding in line 5 after the figures "1953," the following words: "for the Revised Codes of Montana, 1947," and be further amended by adding in line 3 after the figures "1953," the following words: "for the Revised Codes of Montana, 1947,"; and be further amended in the title by changing the period into a comma after the figures "1953" and inserting thereafter the following: "for the Revised Codes of Montana, 1947," and as amended do pass.

That House Bill No. 325 do pass.

That Senate Bill No. 19 be concurred in.

That Senate Bill No. 21 be concurred in.

That Senate Bill No. 50 be concurred in.

CEROVSKI, Chairman.

Report adopted.

A motion was made by McElwain, duly seconded and carried, that House Bill No. 139 be taken from General Orders and re-referred to the Committee on Highways and Highway Transportation.

A motion was made by Mahoney, duly seconded and carried, that Substitute House Bill No. 28 be taken from General Orders and re-referred to the Committee on Townships and Counties.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 111, 113, 130, 152, 260, 352, 263.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 159, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 55, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 1:10 o'clock p. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

Report adopted.

Mr. Speaker: We, your committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 18 and 75.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 75 introduced by me and find the same to be correct.

STEEL

I have examined House Bill No. 18 introduced by me and find the same to be correct.

GERSHMEL

The Speaker signed the following in open session: House Bills Nos. 18 and 75, and Senate Joint Resolution No. 2.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 57, respectfully report as follows: That Senate Bill No. 57 be concurred in.

HAINES (Missoula), Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 205, respectfully report as follows: That House Bill No. 205 do pass.

HAINES (Missoula), Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 309, respectfully report as follows: That House Bill No. 309 do pass.

HAINES (Missoula), Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 285, respectfully report as follows: That House Bill No. 285 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 74, respectfully report as follows: That Senate Bill No. 74 be concurred in.

BRICKER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 98, respectfully report as follows: That Senate Bill No. 98 be concurred in.

BRICKER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Seating, Mileage, Per Diem, having had under consideration House Bill No. 36, respectfully report as follows: That House Bill No. 36 do not pass.

O'CONNOR, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by O'Connor that the House reconsider its action in accepting an adverse committee report on House Bill No. 185. Seconded and carried.

THIRD READING

The following, having been read three several times, history and title agreed to, appropriation measures having been read at length, were disposed of as follows:

Senate Bill No. 19 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson, (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Steel, Sykes, Tange, Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Barnard, Brownfield, Clowes, Dwyer, Fry, Gleed, Haines (Missoula), Hughes, McAndrews, Phillips, Smith, Tobin (Silver Bow), Tobin (Lewis & Clark). Total 13.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

Senate Bill No. 21 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Anderson, Barnard, Brownfield, Clowes, Fry, Gleed, Haines (Missoula), Higgins, Hughes, McAndrews, McElwain, Tobin (Lewis & Clark). Total 12.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

Senate Bill No. 50 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips,

Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barnard, Brownfield, Clowes, Fry, Gleed, Higgins, Hughes, McAndrews, McDonnell, McElwain, Rimel, Tobin (Lewis & Clark). Total 12.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

House Bill No. 111 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Clowes, Fry, Gleed, Higgins, Hughes, McAndrews, McElwain, Nixon, Peters, Phillips, Tobin (Lewis & Clark), Wiedman. Total 12.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

House Bill No. 113 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Clowes, Durkee, Fry, Gleed, Hansen, Hawks, Hughes, McAndrews, McElwain, Nixon, Tobin (Lewis & Clark). Total 11.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

House Bill No. 130 was passed by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson,

Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Silver Bow), Leuthold, McDonald, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 66.

Noes: Arnold, Babcock, Fulton, Haines (Missoula), Hansen, Johnson (Granite), Juedeman, McDonnell, O'Connor, Pfohl, Phillips, Pierce, Powell, Wiedman. Total 14.

Absent and not voting: Clowes, Fry, Gleed, Hughes, McAndrews, Tobin (Lewis & Clark), Watkins. Total 7.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

House Bill No. 152 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines, (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Barrett, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Barnard, Fry, Gleed, Hughes, Pfohl, Powell, Seifert, Tobin (Lewis & Clark). Total 8.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

House Bill No. 260 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 69.

Noes: Emmons, Goffena, Goodgame, Goodwin, Johnson (Silver Bow), McAndrews, Rieder, Ringling, Wood. Total 9.

Absent and not voting: Barnard, Barrett, Fry, Gleed, Hughes, MacDonald, Marsenich, Pfohl, Seifert, Tobin (Lewis & Clark). Total 10.

Excused: Armstrong, Crist, Loughran, Sippel, Taylor, Toole. Total 6.

House Bill No. 352 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunder-

son, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Michels, Norby, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Barnard, Barrett, Fry, Gleed, Higgins, Hughes, Juedeman, MacDonald, Marsenich, Nixon, Nybo, Peters, Steel, Tobin (Lewis & Clark). Total 14.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

House Bill No. 263 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Barrett, Gleed, Hess, Hughes, Juedeman, Marsenich, Norby, Sax, Tobin (Lewis & Clark). Total 9.

Excused: Armstrong, Broeder, Crist, Loughran, Sippel, Taylor, Toole. Total 7.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules of the previous sitting.

Cerovski of Fergus in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That consideration of House Bill No. 45 be passed for the day.

That Senate amendments to House Bill No. 3 be not concurred in, but that a joint conference committee be appointed to confer with a like committee from the Senate to confer on Senate amendments to House Bill No. 3.

That Senate amendments to House Bill No. 4 be not concurred in, but that a joint conference committee be appointed to confer with a like committee from the Senate on Senate amendments to House Bill No. 4.

CEROVSKI, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Tuesday, February 10, 1953, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

TWENTY-SEVENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 10, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Crist, Toole, Wiedman, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirty-sixth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 73, 138, 167, 204, 218, 235, and Substitute House Bill No. 150, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 18 and 75, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were yesterday, at the hour of 4:00 o'clock p. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

Report adopted.

The Speaker appointed the following House Conference Committee to act with a like Senate Committee for consideration of Senate Amendments to House Bills Nos. 3 and 4: Sagunsky, Broeder, Nixon.

COMMUNICATIONS

February 9, 1953.

Hon. Dean Chaffin,
Speaker of the House of Representatives,
Helena, Montana.

Dear Mr. Chaffin:

Please be advised that there has been this day transmitted to the Congressional Members from Montana in accordance with the directions contained in the Memorial, a certified copy of: House Joint Memorial No. 3.

Very truly yours,
SAM W. MITCHELL,
Secretary of State.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 33, respectfully report as follows: That Senate Bill No. 33 be concurred in.

BROWNFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 31, respectfully report as follows: That Senate Bill No. 31 be concurred in.

BROWNFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 304, respectfully report as follows: That House Bill No. 304 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 357, respectfully report as follows: That House Bill No. 357 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 354, respectfully report as follows: That House Bill No. 354 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 259, respectfully report as follows: That House Bill No. 259 do pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 188, respectfully report as follows: That House Bill No. 188 do pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 3, respectfully report as follows: That Senate Joint Memorial No. 3 be concurred in.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 238, respectfully report as follows: That House Bill No. 238 do not pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial No. 5, respectfully report as follows: That House Joint Memorial No. 5 do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 197, respectfully report as follows: That House Bill No. 197 do not pass.

HUGHES, Chairman.

A motion was made by Hughes, duly seconded, that the committee report be adopted. A substitute motion was made by Pfohl, duly seconded, that House Bill No. 197 be printed and placed on General Orders, which motion carried.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 319, respectfully report as follows: That House Bill No. 319 do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 300, respectfully report as follows: That House Bill No. 300 do pass.

HUGHES, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 9, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 59 by Mackay et al.

Senate Bill No. 68 by Committee on Mines and Mining.

Senate Bill No. 126 by Evans and Tibbals.

Senate Bill No. 132 by Balgord.

Senate Bill No. 162 by Committee on Agriculture.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House: House Bill No. 125 by Dwyer.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by McElwain, duly seconded and carried, that House Bill No. 197 be taken from printing and re-referred to the Committee on Townships and Counties.

A motion was made by Wilson, duly seconded and carried, that House Bill No. 82 be taken from the Committee on State Boards and Institutions and re-referred to the Committee on Workmen's Compensation.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 59, introduced by Mackay, McQuitty, Larson: A bill for an act entitled: "An Act to Amend Section 66-1910 of the Revised Codes of Montana, 1947, to Provide for an Increase in the Amount of the Bond Required by Said Section to be Filed by Applicants From One Thousand Dollars ($1,000) to Three Thousand Dollars ($3,000)." Referred to Committee on Banking and Insurance.

Senate Bill No. 68, introduced by Committee on Mines and Mining: A bill for an act entitled: "An Act to Amend Section 25-231 of the Revised Codes of Montana, 1947, Relating to the Fees Which Must be Charged and Collected by the County Clerks, and Providing for the Fees to be Charged

for Recording and Indexing Each Affidavit of Annual Labor on Mining Claims." Referred to Committee on Mines and Mining.

Senate Bill No. 126, introduced by Evans and Tibbals: A bill for an act entitled: "An Act to Amend Section 16-1015, Revised Codes of Montana of 1947, as Amended by Chapter 169 of the Thirty-second Legislative Assembly, 1951, Relating to Taxation to Defray Current Expenses Including Salaries Otherwise Unprovided for, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

Senate Bill No. 132, introduced by Balgord: A bill for an act entitled: "An Act Relating to the Administration of the Yellowstone River Compact; Defining the Purpose of the Act; Providing for the Filing of Statement With State Engineer of all Appropriative Claims to the Use of Water of Interstate Tributaries of the Yellowstone River Acquired After January 1, 1950; Defining Interstate Tributaries; Providing for the Installation of Measurement Devices; Providing for the Measurement of Water; Authorizing State Engineer to Make Reasonable Rules and Regulations; Authorizing State Engineer to Make Records Available to the Yellowstone River Compact Commission; Providing That County Attorneys Shall Perform Certain Services; Providing for Penalties for Violations; and Repealing of All Acts or Parts of Acts in Conflict With the Provisions of This Act." Referred to Committee on Irrigation and Water Conservation.

Senate Bill No. 162, introduced by Committee on Agriculture: A bill for an act entitled: "An Act to Provide That the Division of the Department of Agriculture Known as the Division of Horticulture Shall Hereafter be Known and Designated as the Horticultural Inspection and Quarantine Service." Referred to Committee on Agriculture, Dairying and Horticulture.

CONSIDERATION OF GENERAL ORDERS

A motion was made by O'Connor, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Wetzsteon of Ravalli in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 45 do pass.

That House Bill No. 159 do pass.

That Senate Bill No. 57 be concurred in.

That Senate Bill No. 74 be not concurred in.

That consideration of Senate Bill No. 98 be passed for the day.

That Senate Bil No. 31 be concurred in.

That Senate Bill No. 33 be amended in Section 11 by striking out in line 2, page 4 of the printed bill the following words: "or who violates any rule or regulation promulgated thereunder"; and as so amended be concurred in.

That Senate Joint Memorial No. 3 be concurred in.

WETZSTEON, Chairman.

A motion was made by Wetzsteon, duly seconded, that the committee report be adopted. A substitute motion was made by Bricker, duly seconded and carried, that Senate Bill No. 74 be segregated from the report.

Thereupon the report of the Committee of the Whole was adopted as amended.

A motion was made by O'Connor, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 125.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 125 introduced by me and find the same to be correct.

DWYER

The Speaker signed House Bill No. 125 in open session.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 159.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 91, 136, 211, 220, 221, 226, 227, 270, 296, 302, 303, 312, and House Joint Resolutions Nos. 2 and 3, beg leave to report that the same have this date been returned from the printers correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 320, respectfully report as follows: That House Bill No. 320 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 284, respectfully report as follows: That House Bill No. 284 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 84, respectfully report as follows: That House Bill No. 84 do not pass.

PURDY, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration Senate Joint Memorial No. 6, respectfully report as follows: That Senate Joint Memorial No. 6 be concurred in.

PURDY, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration House Bill No. 102, respectively report as follows: That House Bill No. 102 be amended as follows: In Section 1, page 1, lines 16 and 17 of the original bill by striking out the words and figures: "whose salary shall be Seven Thousand, Five Hundred Dollars ($7,500.00) per annum," and inserting in lieu thereof the words and figures: "his salary shall not exceed six thousand dollars ($6,000.00) per annum, at the discretion of the State Land Board."

Further amend House Bill 102 as follows: In Section 1, page 1, lines 25 and 26 of the original bill by striking out the words: "or the State Board of Forestry or the State Park Commission."

And as so amended, do pass.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 175, respectfully report as follows: That House Bill No. 175 be re-referred to Committee on Highways and Highway Transportation.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 171, respectfully report as follows: That House Bill No. 171 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 122, respectfully report as follows: That House Bill No. 122 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 217, respectfully report as follows: That House Bill No. 217 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 269, respectfully report as follows: That House Bill No. 269 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 266, respectfully report as follows: That House Bill No. 146 be amended as follows: by striking out the words and figures in lines 27 and 28 of the original bill, "four thousand two hundred dollars ($4,200.00)" and substituting in lieu thereof the words and figures, "three thousand six hundred dollars ($3,600.00)";

And further amend the bill as follows: by striking out the words and figures in lines 12 and 13 of page 2 of the original bill, "three thousand five hundred dollars ($3,500.00)" and substituting in lieu thereof the words and figures, "two thousand nine hundred dollars ($2,900.00)"; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 266, respectfuly report as follows: That

House Bill No. 266 be amended as follows: by striking out in line 3, page 2 of the original bill, the words and figures "One Hundred Thousand Dollars ($100,000.00)", and inserting in lieu thereof the words and figures, "One Hundred Twenty-five Thousand Dollars ($125,000.00)";

And be further amended, as follows: by striking out in line 23, page 3 of the original bill, the words and figures "One Hundred Thousand Dollars ($100,000.00)", and inserting in lieu thereof, the words and figures, "One Hundred Twenty-five Thousand Dollars ($125,000.00)"; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 173, respectfully report as follows: That House Bill No. 173 be amended as follows: strike out in line 10, page 1 of the original bill, the figures "26-301" and insert in lieu thereof, the figures "3-2009"; and be further amended as follows: strike out lines 9 and 10 and the first three words in line 11, page 2 of the original bill, and insert in lieu thereof the following words: "guilty of a misdemeanor."; and be further amended as follows: strike Section 2 in its entirety; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 166, respectfully report as follows: That House Bill No. 166 be amended as follows: by inserting at the end of line 28, page 1, of the original bill, the following: "The members of each succeeding council shall be appointed within fifteen (15) days after the close of each session and shall hold their respective offices until the last day of the regular session of the legislature next succeeding their appointment."; as as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 275, respectfully report as follows: That House Bill No. 275 be amended as follows: strike out the word "eight" in line 15, page 1 of the original bill, and insert in lieu thereof the word "twelve"; and strike out the word "twelve" in line 17, page 1, of the original bill, and insert in lieu thereof the word "sixteen"; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 234, respectfully report as follows: That House Bill No. 234 be amended as follows: by inserting in line 29 of the original bill after the word "misdemeanor" a ".", and striking all of Section 3, following said "."; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 198, respectfully report as follows: That House Bill No. 198 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 273, respectfully report as follows: That House Bill No. 273 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 292, respectfully report as follows: That House Bill No. 292 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 322, respectfully report as follows: That House Bill No. 322 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 323, respectfully report as follows: That House Bill No. 323 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 277, respectfully report as follows: That House Bill No. 277 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 276, respectfully report as follows: That House Bill No. 276 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 67, respectfully report as follows: That House Bill No. 67 be amended as follows:

On page 6 of the original bill, lines 23 and 24, of Section 12, by striking out the words and figures "twenty-three million five hundred thousand dollars ($23,500,000.00)" and inserting in lieu thereof the words and figures "twenty-two million dollars ($22,000,000.00)", and taking out the underline;

And further amend, on page 8 of the original bill, line 1, Section 14, by striking out the words and figures "twenty-three million five hundred thousand dollars ($23,500,000.00)" and inserting in lieu thereof the words and figures "twenty-two million dollars ($22,000,000.00)", and taking out the underline;

And further amend on page 4 of the original bill, line 19, Section 5, by changing the period following the word "guardian" to a comma and adding the following words: "or legal custodian or other fiduciary as defined and recognized by the United States Veterans Administration under the provisions of Section 450, Title 38/USCA.";

And further amend the title of the original bill, page 2, line 2, of the title of the Act, by deleting after the comma following the figures "1954", the following words: "and by increasing the amount of limited obligation bonds which may be issued by the State of Montana to twenty-three million five hundred thousand dollars ($23,500,000.00)" and inserting in lieu thereof the following words: "and by amending Section 5 so as to provide for filing and payment to others than legal guardians."

And as so amended, do pass.

PURDY, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 125, do hereby report that said bill, together with a

copy thereof, signed by the Speaker of the House and President of the Senate, were this day at the hour of 2:45 o'clock, p. m., delivered to the Governor for his approval.

DEMPSEY, Acting Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Pfohl that Senate Bill No. 74 be removed from General Orders and be re-referred to the Committee on Fish and Game. Seconded and carried.

A motion was made by O'Connor, duly seconded and carried, that House Bill No. 185 be re-referred to the Committee on State Boards and Institutions.

THIRD READINGS

The following, having been read three several times, title and history agreed to, were disposed of as follows:

Senate Bill No. 57 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Bricker, Broeder, Clowes, Dempsey, Dwyer, Fry, Gleed, Hansen, Hanson, Higgins, Hughes, McAndrews, Peters, Rimel, Sales, Tobin (Lewis & Clark), Walton. Total 17.

Excused: Armstrong, Crist, Taylor, Toole, Wiedman. Total 5.

Senate Bill No. 31 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Bricker, Broeder, Clowes, Dempsey, Fry, Gleed, Haines (Missoula), Hansen, Hanson, Higgins, Hughes, McAndrews, Peters, Tobin (Lewis & Clark). Total 14.

Excused: Armstrong, Crist, Taylor, Toole, Wiedman. Total 5.

Senate Bill No. 33 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Broeder, Clowes, Corcoran, Dempsey, Fry, Gleed, Hansen, Hughes, Loughran, McAndrews, Peters, Tobin (Silver Bow). Total 12.

Excused: Armstrong, Crist, Taylor, Toole, Wiedman. Total 5.

Senate Joint Memorial No. 3 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Bricker, Brownfield, Corcoran, Fry, Fulton, Gebhardt, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Higgins, Hilger, Hanson, Iten, Johnson (Granite), Leuthold, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wilson, Mr. Speaker. Total 57.

Noes: Barnard, Beck, Cavanaugh, Cerovski, Durkee, Dwyer, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Hess, Johnson (Silver Bow), Loughran, MacDonald, McAndrews, Michels, Nixon, Rieder, Ringling, VanDyke, Wood. Total 23.

Absent and not voting: Broeder, Clowes, Dempsey, Gleed, Hansen, Hughes, Juedeman, Mahoney, Marsenich. Total 9.

Excused: Armstrong, Crist, Taylor, Toole, Wiedman. Total 5.

House Bill No. 159 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Philips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 75.

Noes: Corcoran. Total 1.

Absent and not voting: Broeder, Dempsey, Gleed, Gunderson, Hansen, Hanson, Hawks, Hughes, Juedeman, Marsenich, Nixon, Norby. Total 12.

Excused: Armstrong, Crist, Sykes, Taylor, Toole, Wiedman. Total 6.

A motion was made by O'Connor, duly seconded and carried, that the House adjourn until Wednesday, February 11, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRTY-EIGHTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 11, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Crist, Hansen, O'Connor, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirty-seventh legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 45.

HILGER, Vice-Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 38, respectfully report as follows: That Senate Bill No. 38, be concurred in.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 39, respectfully report as follows: That Senate Bill No. 39 be concurred in.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 37, respectfully report as follows: That Senate Bill No. 37 be concurred in.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 77, respectfully report as follows: That Senate Bill No. 77 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Substitute House Bill No. 25, respectfully report as follows: That Substitute House Bill No. 25 be amended as follows: strike out in line 27, page 2 of the printed bill the

two commas and words, ", marked paid by the seller," and further amend as follows: strike out in line 68, page 3 of the printed bill the words "each year" and insert in lieu thereof the following words: "every two years"; and as amended, do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 139, respectfully report as follows: That House Bill No. 139 be amended as follows: strike out in Section (5), line 45, page 2 of the printed bill the comma following the word "state" and insert the following words and figures, "or until 12:00 o'clock M. of the first Monday of March or whichever is earlier,"; and as amended, do pass.

SAGUNSKY, Chairman.

Report adopted.

The Speaker signed Senate Bill No. 42 in open session.

MESSAGES FROM SENATE

February 10, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Conference Committee from the Senate to act with a like committee from the House for the consideration of Senate Amendments to House Bills Nos. 3 and 4: Robinson, Chairman; Moritz, Manning.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Senate Bill No. 19 and request the House to appoint a Conference Committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following Conference Committee for the Senate: Larson, Chairman; Tibbals, Winters.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 54 by Ross et al.

Senate Bill No. 60 by Mackay et al.

Senate Bill No. 65 by Busch et al.

Senate Bill No. 111 by Mahoney.

Senate Bill No. 141 by Robins.

Senate Bill No. 155 by Mackay and Larson.

Senate Bill No. 164 by Evans.

Senate Bill No. 196 by Donahue et al.

Senate Bill No. 216 by Weydemeyer.

Senate Joint Resolution No. 1 by Anderson (Chouteau) et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Comimttee on County Affairs, reports adopted, and the bills are herewith returned to the House:

House Bill No. 149 by Smith and Haines (Missoula).

House Bill No. 165 by Goodwin.

House Bill No. 222 by Anderson and Graybill.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended that further action be indefinitely postponed by the committee of the whole, report adopted, and the bill is herewith returned to the House:

House Bill No. 50 by Graybill and Norby.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 54, introduced by Ross, Robinson, Hatch, Cotton: A bill for an act entitled: "An Act to Empower the County Commissioners of Any County to Create Mosquito Control Districts; Providing the Method to be Followed in Creating Such Districts; Providing for the Enlargement of Such Districts; Providing for the Creation and Appointment of Mosquito Control Boards and Specifying the Powers of Such Boards; Providing for the Creation of a State Mosquito Advisory Committee and Prescribing the Duties Thereof; Providing for a Special Tax to Raise Funds for Mosquito Control Purposes; Providing for the Dissolution of Such Districts; Providing Penalties for the Violation of Certain Provisions of the Act, and Providing for the Organization of Joint Mosquito Control Districts." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 60, introduced by Mackay, McQuitty, Larson: A bill for an act entitled: "An Act to Amend Section 3-202 of the Revised Codes of Montana, 1947, Relating to Fees to be Paid to State Sealer of Weights and Measures, to Increase the Amount of Certain of the Fees Therein Provided for." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 65, introduced by Busch, Evans, Wilson, McCabe, Nutter: A bill for an act entitled: "An Act to Amend Chapter 49 of the Session Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, Relating to Salary and Expenses of Stenographer, Apportionment Thereof, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Senate Bill No. 111, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 3-103 of the Revised Codes of Montana, 1947, Relating to Bonds, Salary and Office of Commissioner of Agriculture and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Appropriations.

Senate Bill No. 141, introduced by Robins: A bill for an act entitled: "An Act to Provide for the Payment of Fees and Issuance of Permits to Persons, Firms and Corporations Transporting New Vehicles Over the Highways, From Manufacturing or Assembling Points to Dealers in This State or in Other States, Territories, Foreign Countries or Provinces, by Drive-away or Tow-away Methods, Where Such Vehicle Will Only be Transported on the Highways of Montana Once; Providing for the Fees for Issuance of Transit Plates; Providing for the Collection of Such Fees by the Registrar of Motor Vehicles; Providing for the Display of Such Transit Plates; Providing for the Furnishing of List of Permit Holders and Transit Plates to the State Highway Commission; Providing for the Payment of Trip Fees; Providing for the Deposit of 95 Percent of Such Funds From Trip Fees in the State Highway Fund in the State Treasury; Providing That the Fees Are in Addition to Fees Due and Payable by For-Hire Carriers; Providing That the Fees Are in Lieu of Certain Other Fees and Are in Consideration of the Use of the Highways of This State; Providing That This Act Shall Not Apply to Certain Vehicles; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 155, introduced by Mackay and Larson: A bill for an act entitled: "An Act to Amend Section 53-113 (1758.5) Revised Codes of Montana, 1947, Pertaining to Lost Certificates of Registration of Ownership of Automobiles, and Obtaining Duplicates Thereof, and Providing That the Fee for Same Shall be One Dollar ($1.00)." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 164, introduced by Evans: A bill for an act entitled: "An Act Relating to County Budgets, Amending Section 16-1907, Revised Codes of Montana, 1947, Limiting the Total of Expenditures Which May Be Made or Liabilities Which May Be Incurred In Any County In Any Fiscal Year to Meet Emergencies, and Providing for the Holding of Elections to Vote on the Question of Authorizing Additional Emergency Expenditures." Referred to Committee on Townships and Counties.

Senate Bill No. 196, introduced by Donahoe, Scofield, Anderson (Chouteau): A bill for an act entitled: "An Act to Amend Section 1 of Chapter 1 of the Session Laws of the Thirty-second Legislative Assembly of Montana Authorizing the State Fish and Game Warden to Make Payment to Counties in Lieu of Taxes for the Purpose of Reimbursing Said Counties, Either in Whole or in Part, for Loss of Taxes on Real Property Resulting From the Acquisition of Land for the Use and Benefit of the Fish and Game Commission and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

Senate Bill No. 216, introduced by Weydemeyer and Ross: A bill for an act entitled: "An Act to Provide That Each Eligible Elector in the State of Montana May Absent Himself From Any Service or Employment, Without Penalty, for a Certain Period of Time During Polling Hours on General Election Days; Providing Penalties for the Enforcement of This Act or for Interference With the Exercise of the Right of Suffrage; Repealing All Acts in Conflict Herewith." Referred to Committee on Privileges and Elections.

Senate Joint Resolution No. 1, introduced by Anderson (Chouteau), Scofield, Grandey: "A Joint Resolution Making Application to the Congress of the United States for the Calling of a Convention to Propose an Amendment to the Constitution of the United States Relating to the Limitation

of the Power of the Congress of the United States to Levy Taxes and Appropriate the Revenues Therefrom." Referred to Committee on Judiciary.

THIRD READING

House Bill No. 45, having been read three several times, history and title agreed to, was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Fry, Gleed, Haines (Flathead), Hughes, Norby, Tobin (Silver Bow). Total 6.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole, Rimel. Total 7.

MOTIONS AND RESOLUTIONS

A motion was made by Bricker, duly seconded and carried, that Senate Bill No. 98 be removed from General Orders and re-referred to the Committee on Fish and Game.

In response to the request of the Senate, the following Conference Committee was appointed by the Speaker to confer with a like committee from the Senate on House Amendments to Senate Bill No. 19: Bricker, Tobin (Lewis & Clark), MacDonald.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Mahoney of Sanders in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 73 do pass.

That House Bill No. 138 do pass.

That House Bill No. 167 do pass.

That House Bill No. 204 do pass.

That House Bill No. 218 do pass.

That House Bill No. 235 do pass.

That Substitute House Bill No. 150 do pass.

That Senate Joint Memorial No. 6 be concurred in.

That Senate Bill No. 77 be concurred in.

That Senate Bill No. 37 be concurred in.

That Senate Bill No. 39 be concurred in.

That Senate Bill No. 38 be concurred in.

MAHONEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 46, 140, 239, 279, 280, 281, 317, 318, and Substitute House Bills Nos. 33 and 114, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills 73, 138, 167, 204, 218, 235, Substitute House Bill No. 150.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Public Utilities, having had under considtration House Bill No. 223, respectfully report as follows: That House Bill No. 223 be amended as follows: Section 1. Paragraph (B). Delete lines 24 through 30, inclusive, of the original bill and insert in lieu thereof the following:

"For the purpose of furnishing telephone service and extending the use thereof in rural areas which are not now being serviced by existing companies or cooperatives so that service is not otherwise available in such areas from existing facilities and plants, provided, however, that neither the construction, reconstruction, maintenance, expansion or extension of facilities shall be permitted in areas where the same results in duplication or paralleling of existing facilities or service in such areas: but nothing herein contained shall prevent such cooperatives from acquiring facilities of other companies for the purpose of providing service in rural areas."; and as so amended do pass.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Utilities, having had under consideration House Bill No. 224, respectfully report as follows: That House Bill No. 224 do pass.

HAWKS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 268, respectfully report as follows: That House Bill No. 268 do not pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 233, respectfully report as follows: That House Bill No. 233 do not pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 267, respectfully report as follows: That House Bill No. 267 do not pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 249, respectfully report as follows: That House Bill No. 249 be amended: Section 1, in line 26 of the original bill, by inserting a comma after the word "board," and the following words: "nor more than any one member of the board,"; and be further amended: Section 2 in line 19, page 2 of the original bill, by inserting after the comma the following words: "nor more than any one member of the board,"; and as amended, do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 62, respectfully report as follows: That House Bill No. 62 be amended: by inserting in line 13 of the original bill, after the word employees, a comma, and the following: "nor any other person,"; and be further amended: by striking out the period at the end of line 24 and inserting in lieu thereof the following words: "provided, however, that nothing herein contained shall be construed as authorizing or permitting the sale of liquor, beer or wine to any person in violation of any Federal law."; and as amended, do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 248, respectfully report as follows: That House Bill No. 248 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 170, respectfully report as follows: That House Bill No. 170 do not pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 100, respectfully report as follows: That House Bill No. 100 do not pass, but that

Substitute House Bill No. 100, A bill for an act entitled: "An Act to regulate the practices of engineering and land surveying; to safeguard life, health, and property, and to promote the public welfare; providing for the registration of qualified persons as professional engineers and land surveyors, and providing for the certification of engineers-in-training; defining the terms 'engineer,' 'professional engineer,' 'engineer-in-training,' 'practice of engineering', 'land surveyor', and 'practice of land surveying'; creating a state board of registration for professional engineers and land surveyors and providing for the appointment of its members; fixing the term of the board, defining its powers and duties; setting forth the minimum qualifications and other requirements for registration; making the administration of this Act self-supporting by establishing fees with expiration and re-

newal requirements exempting certain groups; and providing for the enforcement of this Act and penalties for its violation, and repealing Sections 66-2301 through 66-2303 and all Acts and parts of Acts in conflict herewith."; do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 328, respectfully report as follows: That House Bill No. 328 be amended in Paragraph 1 of Section 2, page 2, line 30, of the original bill, by striking the period after the word "rummy," and inserting in lieu thereof a comma, and adding thereafter the following: "and one table of either Pangene or Poker."; and be further amended in paragraph 2 of Section 3, line 6, page 3, of the original bill by adding the word "additional" after the word "each" and before the word "Pangene."; and in line 7, thereof, by adding the word "additional" after the word "each" and before the word "poker"; and as so amended, do pass.

SALES, Acting Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 32, respecfully report as follows: That Senate Bill No. 32 be amended as follows: amend the title on page 1, lines 26 and 27 after the word "from" by deleting the words "and after its passage and approval." and inserting the following: "January 1, 1954."; amend on page 4, Section 7 in line 8 after the word "of" by deleting the words and figures "Twenty-five Dollars ($25.00)" and inserting in lieu thereof the words and figures "Ten Dollars ($10.00)"; amend on page 4, Section 7 in line 9 by changing the period to a semicolon and adding the following: "provided that those persons actually engaged in the practice of artificial insemination within the State of Montana at the time of the passage and approval of this act shall be exempted from the payment of the $10.00 application fee."; amend on page 4, Section 7 in line 11 after the word "of" by deleting the words and figures "Five Dollars ($5.00)" and inserting in lieu thereof the words and figures "Two Dollars and fifty cents ($2.50)"; and further amend on page 8 of Section 18 by deleting all of line 32 and adding the following: "after January 1, 1954." and as so amended, be concurred in.

BROWNFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 203, respectfully report as follows: That House Bill No. 203 shall be amended as follows:

Page 2, line 31, printed bill, after the word "limits" insert the word "voting"; page 5, line 89, of the printed bill, strike out the word "additions" and insert in lieu thereof the words "additional units"; page 6, line 92, of the printed bill, after the word "town" insert the word "voting"; page 6, line 93, of the printed bill, insert after the word "election" the following words: "provided, however, that provisions on elections herein contained shall not be applicable to repair, maintenance, painting or remodeling of existing units nor to applications on file with the Public Housing Administration on the effective date of this Act." Add: "Section 4. This act shall be in full force and effect from and after its passage and approval." And as so amended, do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 342, respectfully report as follows: That House Bill No. 342 be amended as follows: Section 1, line 22 of the original bill

starting with the words "The report" shall be deleted through line 25, and the following be inserted in lieu thereof:

"The State Examiner shall have the power, and it shall be his duty, to make at least one examination each year of the books and accounts of any city operating under the Commission-Manager form of government, and to prescribe the necessary records, and systems of accounting as provided in Sections 82-1002, 82-1005, 82-1007, 82-1008, 82-1009 and 82-1010 of the Revised Codes of Montana, 1947, and the actions of the City Commissioners and all other officers thereof shall be subject to the provisions of said sections, and such city shall pay the fee provided for in Section 5-905 of the Revised Codes of Montana, 1947." and so amended, do pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration House Bill No. 252, respectfully report as follows: That House Bill No. 252 be amended as follows: amend Section 1, page 2, in line 7 after the word "industry" by changing the period to a comma, and inserting the following:

"provided, however, that if owners of sheep in the county desire to come under the provisions of this act in cooperation with owners of cattle, they shall file a like petition to that set out, herein, for owners of cattle, and in such case at least one member of said Livestock Protective Committee shall be a sheep grower, and where the word "cattle" appears in this act it shall be deemed to comprehend also the word "sheep"; provided, that owners of sheep alone may form a County Livestock Protective Committee, in which case the word "cattle" as in this act contained shall be considered as if it were the word "sheep"; and provided further, that the levy as provided in Section 4 hereof shall, in the case of sheep, not exceed five cents (5c) per head."; and as amended, do pass.

BROWNFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 56, respectfully report as follows: That Senate Bill No. 56 be amended as follows: by striking out in line 20, page 1 of the original bill, the word "'drugs'," and the word "'drug store'"; by striking out in line 1, page 2 of the original bill, the word "'drugs'", and the word "'drug store'"; and by striking out in line 12, page 2 of the original bill, the word "'drugs'", and by striking out in line 13, page 2 of the original bill, the word "'drug store'"; and as amended, be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 254, respectfully report as follows: That House Bill No. 254 be amended as follows:

amend on page 1, Section 2 in line 25 of the original bill after the word "within" by deleting the word and figure "ninety (90)" and inserting in lieu thereof the word and figure "forty (40)"; and further amend on page 2, Section 2 in line 11 after the word "facts" by changing the semicolon to a period and deleting the following: "but any error or mistake in the account or description of the grains or crops or of the property upon which it was raised, shall not invalidate such lien."; and as so amended, do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 294, respectfully report as follows: That House Bill No. 294 be amended as follows:

amend on page 2 of the original bill, Section 1, line 23 after the word "than" by deleting the words and figure "four (4) pounds" and inserting in lieu thereof the words and figures: "four and one-quarter (4¼) pounds"; and further amend on page 6 of the original bill, Section 9, line 29 after the word "manufacture" by deleting the following words and punctuation marks: ", sell, or offer for sale"; and as so amended, do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 202, respectfully report as follows: That House Bill No. 202 do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 210, respectfully report as follows: That House Bill No. 210 do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 163, respectfully report as follows: That House Bill No. 163 be amended as follows:

amend the title of House Bill No. 163 on page 4, line 2, after the word "act", and before the word "to", appearing in line 3, by inserting the following: "To create a new section to be known as Section 4-403.1, providing for licenses for the retail sale of liquor for off premises consumption, the number of such licenses and the fees therefor;"

further amend by adding a new section to be known as Section 36 (a), which said section shall be inserted in said bill between the present sections 35 and 36 thereof, and which said new Section 36 (a) shall read as follows: "Section 36 (a). That there be added to Chapter 4 of Title 4 of the Revised Codes of Montana, 1947, a new section, to be known as Section 4-403.1, and reading as follows: 'Section 4-403.1. The Montana Liquor Control Board is hereby empowered, authorized and directed to issue licenses to qualified applicants for the sale of liquor for off premises consumption; said licenses for the sale of liquor for off premises consumption shall be for the sale of liquor in original packages for consumption off of the premises where said liquor is sold; and it shall be unlawful for any such licensee to sell liquor under such license for consumption on said premises where said liquor is sold; such licensees shall possess all of the qualifications required by law for the issuance of a license by the Board to any other retail liquor licensee; each and all of the penalties, requirements or qualifications imposed upon Retail Liquor Licensees by the provisions of Chapters 1, 2 and 4 of Title 4 of the Revised Codes of Montana, 1947, as amended, shall apply with equal force to licenses for the sale of liquor for off premises consumption; the business conducted under such license shall not be connected in any manner with any other business, other than the retail sale of liquor and beer for off premises consumption, and the business conducted under such license shall be separate and apart, both physically and financially, from any other business; no other product other than liquor or beer, both for off premises consumption, shall be sold or kept for sale upon the premises for which said license is issued, except that twenty percent of the annual gross volume of the business conducted upon said premises may reflect the sale of bottled goods or accessories used in the

preparation of mixed drinks; the number of licenses which the Board may issue for sale of liquor for off premises consumption shall be governed in the same manner as is the issuance of licenses under Section 4-403, Revised Codes of Montana, 1947, as amended, except where said Section 4-403 limits the number of licenses to be issued, the number of licenses issued for sale of liquor for off premises consumption shall, in each category of said Section 4-403, Revised Codes of Montana, 1947, as amended, be equal to only one-quarter of the number of licenses permitted to be issued under the terms of said section excluding licenses already issued which are in excess of the limitations of said Section 4-403, Revised Codes of Montana, 1947, as amended; provided however, that license for off premises consumption may be permitted to be issued in all towns with a population of less than five hundred (500); the license fee for such licenses for the sale of liquor for off premises consumption shall be equal to one-half of the fees set forth in the respective subdivisions of Section 4-403, Revised Codes of Montana, 1947, as amended;" and as so amended, be printed and placed on General Orders.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 174, respectfully report as follows: That House Bill No. 174 be amended as follows: In Section 2, page 1, line 23 of the original bill by striking out the words "similar material" and inserting the words "materials having similar sealing properties." And as so amended, do pass.

SALES, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 11, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 162 by Graybill.

House Bill No. 158 by Rimel (by request).

House Bill No. 213 by Omholt.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration:

House Bill No. 50 by Graybill and Norby.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

A motion was made by Wiedman, duly seconded and carried, that the request of the Senate be granted and that House Bill No. 50 be returned to Senate for further consideration.

MOTIONS AND RESOLUTIONS

A motion was made by Rimel, duly seconded and carried, that Senate Bill No. 38 be removed from Third Reading and returned to General Orders.

A motion was made by Sykes, duly seconded and carried, that the House reconsider its action in adopting an adverse committee report on House Bill No. 248.

A motion was made by Sykes, duly seconded and carried, that House Bill No. 248 be printed and placed on General Orders.

A motion was made by Pfohl, duly seconded and carried, that Senate Bill No. 38 be taken from General Orders and re-referred to the Committee on Judiciary.

INTRODUCTION OF BILLS

The following was introduced, read first and second time, and referred to the Committee on Printing:

Substitute House Bill No. 100, introduced by Committee on State Boards and Institutions: A bill for an act entitled: "An Act to Regulate the Practices of Engineering and Land Surveying; to Safeguard Life, Health, and Property, and to Promote the Public Welfare; Providing for the Registration of Qualified Persons as Professional Engineers and Land Surveyors, and Providing for the Certification of Engineers-in-Training; Defining the Terms 'Engineer,' "Professional Engineer,' 'Engineer-in-Training,' 'Practice of Engineering,' 'Land Surveyor,' and 'Practice of Land Surveying'; Creating a State Board of Registration for Professional Engineers and Land Surveyors and Providing for the Appointment of Its Members; Fixing the Term of the Board of Defining Its Powers and Duties; Setting Forth the Minimum Qualifications and Other Requirements for Registration; Making the Administration of This Act Self-Supporting by Establishing Fees With Expiration and Renewal Requirements Exempting Certain Groups; and Providing for the Enforcement of This Act and Penalties for Its Violation, and Repealing Sections 66-2301 Through 66-2303 and All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Printing.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Bill No. 37 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Bricker, Brownfield, Dempsey, Hawks, Hughes, Norby, Peters, Phillips, Sippel, Tobin (Silver Bow), Wilson. Total 11.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

A motion was made by Wiedman, duly seconded and carried, that the balance of the Senate Bills on Third Reading be passed for the day.

House Bill No. 73 was passed by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Bricker, Cavanaugh, Clowes, Dwyer, Emmons, Gebhardt, Goodwin, Graybill, Gunderson, Haines (Missoula), Hancock, Hanson, Hess, Higgins, Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Pfohl, Reed, Regan, Rieder, Rimel, Sagunsky, Sax, Schiltz, Smith, Steel, Sykes, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wood. Total 44.

Noes: Arnold, Babcock, Brownfield, Cerovski, Corcoran, Durkee, Fry, Fulton, Gershmel, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Hawks, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Loughran, McDonnell, Nybo, Omholt, Parker, Phillips, Pierce, Powell, Purdy, Ringling, Sales, Seifert, Tange, Watkins, Wiedman, Wilson, Mr. Speaker. Total 36.

Absent and not voting: Atkinson, Broeder, Dempsey, Goodgame, Peters, Sippel, Tobin (Silver Bow), Wetzsteon. Total 8.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 138 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines, (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Corcoran, Dempsey, Hawks, MacDonald, Peters, Sippel, Tobin (Silver Bow), Wetzsteon. Total 8.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 167 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Schiltz, Seifert, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: Brownfield, Gleed, Haines (Missoula), Omholt, Sales, Sax, Watkins. Total 7.

Absent and not voting: MacDonald, Sippel, Steel. Total 3.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 204 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: Omholt, Pfohl. Total 2.

Absent and not voting: Hanson, Higgins, Loughran, Nixon, Sippel, Tobin (Lewis & Clark). Total 6.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 218 failed to pass by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Bricker, Cerovski, Durkee, Emmons, Fulton, Gershmel, Goodgame, Graybill, Gunderson, Hancock, Hess, Hughes, Iten, Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Norby, Parker, Powell, Regan, Rieder, Ringling, Sagunsky, Sax, Schiltz, Sykes, Totten, Wetzsteon. Total 37.

Noes: Arnold, Babcock, Broeder, Brownfield, Clowes, Corcoran, Dempsey, Dwyer, Fry, Gebhardt, Gleed, Goffena, Goodwin, Haines (Prairie), Haines (Missoula), Hanson, Hawks, Hilger, Johnson (Granite), Juedeman, Loughran, McElwain, Nybo, Omholt, Peters, Pfohl, Phillips, Pierce, Purdy, Reed, Rimel, Sales, Seifert, Smith, Steel, Tange, Tobin (Silver Bow), VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Haines (Flathead), Mr. Speaker. Total 45.

Absent and not voting: Cavanaugh, Higgins, Marsenich, Nixon, Sippel, Tobin (Lewis & Clark). Total 6.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 235 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Cavanaugh, Goodwin, Haines (Missoula), Loughran, Nixon, Sippel. Total 6.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

Substitute House Bill No. 150 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Bricker, Broeder, Loughran, Nixon, Purdy, Ringling. Total 6.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

The Speaker signed Senate Bills 21, 43, and Senate Joint Memorial No. 2 in open session.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business under General Orders under rules of the previous session.

Babcock of Custer in the Chair. Committte arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 91 do pass.

That House Bill No. 136 do pass.

That House Bill No. 211 do pass.

ThatHouse Bill No. 220 be amended in the title in line 3, in the printed bill, by striking out all the words in the title after the words "relating to" and inserting in lieu thereof the words "the levy of taxes, to provide for the use of federal funds above the foundation program and repealing the ten (10) mill limitation on the permissive levy."; and as so amended, do pass.

That House Bill No. 221 be amended in the title of the printed bill by striking out in line 8 the words: "providing for," and inserting in lieu thereof the words: "relating to"; and be further amended in lines 9 and 10 by striking out the words: "providing for," and inserting in lieu thereof the words: "relating to," and by adding to the title after the final word "electors," after changing the period to a comma, the following: "to provide for the use of federal funds above the foundation program, the repeal of the fifteen (15) mill limitation on the permissive levy, and to provide for clarification of the amount to be raised by a special levy."; and as amended, do pass.

That House Bill No. 226 do pass.

That House Bill No. 227 do pass.

That House Bill No. 270 do pass.

That House Bill No. 296 do pass.

That House Bill No. 302 do pass.

That House Bill No. 303 do pass.

That House Bill No. 312 do pass.

That House Joint Resolution No. 2 do pass.

That House Joint Resolution No. 3 do pass.

That Substitute House Bill No. 25 do pass.

BABCOCK, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Thursday, February 12, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

THIRTY-NINTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 12, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Crist, Hansen, O'Connor, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirty-eighth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 74, 174, 181, 190, 205, 212, 259, 300, 309, and 319, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 91, 136, 211, 220, 226, 227, 270, 296, 302, 303, 312, Substitute House Bill 25, House Joint Resolutions Nos. 2 and 3.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 47, respectfully report as follows: That Senate Bill No. 47 be concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 26, respectfully report as follows: That Senate Bill No. 26 be concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 346, respectfully report as follows: That House Bill No. 346 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 295, respectfully report as follows: That House Bill No. 295 do not pass.

TAYLOR, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 11, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 15 by Anderson (Chouteau) et al.

Senate Bill No. 16 by Anderson (Chouteau) et al.

Senate Bill No. 17 by Tibbals et al.

Senate Bill No. 131 by Balgord.

Senate Bill No. 212 by Larson.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 94 by Haines (Missoula), Toole.

House Bill No. 109 by Toole et al.

House Bill No. 154 by Committee on Fish and Game.

House Bill No. 164 by McElwain and Armstrong (by request).

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended that further action be indefinitely postponed by the committee of the whole, report adopted, and the bill is herewith returned to the House:

House Bill No. 77 by Steel et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that Substitute House Bill No. 114 on General Orders be passed until Saturday morning.

INTRODUCTION OF BILLS

The following were introduced, read first and second times, and referred to committees:

Senate Bill No. 15, introduced by Anderson (Chouteau), Larson, Tibbals, Robinson, Worden: A bill for an act entitled: "An Act to Provide for the Filing of Quarterly Reports With the County Clerk and Recorder of Each County Concerning Recipients of Public Assistance and Employees of County Welfare Boards by Said Boards, Declaring Such Reports to be Public Records, Providing for Destruction of Records After Four (4) Years From Date of Filing, Prohibiting Misuse of Public Assistance Information, Declaring Such Misuse to be a Misdemeanor, Providing the Penalty Therefor, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Senate Bill No. 16, introduced by Anderson (Chouteau), Larson, Tibbals, Mackay, Worden, McQuitty: A bill for an act entitled: "An Act to Provide for Agreements by Applicants for and Recipients or Public Assistance Other Than Aid to Dependent Children Acknowledging the Amount of All Assistance as an Obligation to be Secured by a Lien Upon Real Property of Such Applicants and Recipients; Prohibiting Public Assistance to Applicants and Recipients Who Have Deprived Themselves of Property, or Who Have Within Five (5) Years of Application for Public Assistance Transferred Real Property or Interests Therein Without Adequate Consideration, for the Purpose of Qualifying for Assistance; Providing for the Filing and Satisfaction of Such Liens, the Effect of Filing as Constructive Notice, and the Priority of Such Liens; Providing for the Foreclosure of Such Liens and Limiting the Right of Foreclosure Under Certain Conditions; Providing for the Date of Attachment of Said Lien and Directing the Securing of Said Agreements From Present Recipients of Public Welfare by County Departments and the Suspension of Assistance Payments to Recipient Failing to Execute and Return Said Agreements Prior to July 1, 1953; Providing for Recovery From the Estates of Deceased Recipients and Limiting Said Recovery Under Certain Conditions; Specifying the Effect of Such Lien Upon Property Held in Joint Tenancy; Providing for Safeguarding the Interests of Recipients of Public Assistance; Providing for Distribution of Amounts Recovered; All Acts and Parts of Acts in Conflict Herewith Hereby Are Repealed; Provided That Nothing in This Act Contained Shall be Construed to Repeal All or Any Part of Section 71-412, Revised Codes of Montana, 1947, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Senate Bill No. 17, introduced by Tibbals, Mackay, McQuitty, Larson, Worden: A bill for an act entitled: "An Act Relating to and Providing for Monetary Contribution to the Support of Certain Needy Persons by Certain Relatives Thereof; Imposing Additional Duties Upon County Public Welfare Departments in Relation Thereto; Establishing a Scale of Monetary Contribution; Providing for the Securing of Certain Financial Information From the State Board of Equalization, Prohibiting the Divulging of Any Information so Secured and Prescribing the Penalty Therefor; Providing for a Cause of Action in Needy Persons Against Certain Relatives and the Subrogation of That Right to the State Department of Public Welfare; Providing for the Prosecution of Said Cause of Action and the Application of the Proceeds From Any Judgment so Secured; Repealing Section 71-102, Revised Codes of Montana, 1947; Reserving From the Repealing Clause Section 61-104, 61-124, 61-125, 61-126, 94-301 and 94-304, Revised Codes

of Montana, 1947, and Repealing All Other Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Senate Bill No. 131, introduced by Balgord: A bill for an act entitled: "An Act to Repeal Section 89-901 and Section 89-902 of the Revised Codes of Montana, 1947, Relating to the Approval and Ratification of the Yellowstone River Compact." Referred to Committee on Irrigation and Water Conservation.

Senate Bill No. 212, introduced by Larson: A bill for an act entitled: "An Act to Amend Section 59-701 of the Revised Codes of Montana, 1947, Relating to the Beginning and Ending of the Fiscal Year; to Provide That All State Offices, Agencies, and Institutions Shall Determine Their Financial Condition at the Close of the Fiscal Year and Shall Close Out Their Fiscal Records Within Thirty-five (35) Days Thereafter, and Shall Transmit Trial Balances of Accounts to the State Controller Within Forty-five (45) Days Following the Close of the Fiscal Year." Referred to Committee on Appropriations.

Speaker pro-tem Gebhardt in the Chair.

THIRD READING

A motion was made by Wiedman, duly seconded and carried, that the Third Reading of Senate Bills be passed for the day.

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Substitute House Bill No. 25 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Corcoran, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Phillips, Pierce, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Mr. Speaker. Total 68.

Noes: Barnard, Cavanaugh, Cerovski, Clowes, Durkee, Gershmel, Goodgame, Graybill, Hawks, Hess, Hilger, MacDonald, McDonnell, Mahoney, Omholt, Powell, Rieder, Ringling, Tobin (Silver Bow), Wilson, Wood. Total 21.

Absent and not voting: None.

Excused: Armstrong, Crist, Hansen, O'Connor, Toole. Total 5.

House Bill No. 91 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow),

Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Fulton, McElwain. Total 2.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 136 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Van Dyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: Atkinson, Clowes, Omholt, Sales. Total 4.

Absent and not voting: Fry, McElwain, Mahoney. Total 3.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 211 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines, (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, Van Dyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 76.

Noes: Barrett, Dempsey, Juedeman, Loughran, Marsenich, Omholt, Tobin (Silver Bow). Total 7.

Absent and not voting: Barnard, Fry, Hilger, McElwain, Mr. Speaker. Total 5.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 220 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Pfohl, Phillips, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Arnold, Gleed, Goffena, Hilger, Juedeman, Omholt, Peters, Powell, Wiedman. Total 9.

Absent and not voting: Fry, McElwain, Sagunsky. Total 3.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 226 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: Goffena. Total 1.

Absent and not voting: Broeder, Fry, McElwain, Nybo, Tobin (Silver Bow). Total 5.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 227 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Godwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Bricker, Broeder, Haines (Flathead), Hanson, Loughran, MacDonald, Nybo, Reed, Ringling. Total 9 .

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 270 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Fry, MacDonald, Nybo, Rieder, Reed, Seifert, Wiedman. Total 7.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 296 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Barrett, Dempsey, Dwyer, Fry, Haines (Flathead), Hawks, Loughran, MacDonald, McElwain, Nybo, Reed, Rieder. Total 12.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 302 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 76.

Noes: None.

Absent and not voting: Barnard, Barrett, Fry, Fulton, Higgins, MacDonald, McElwain, Nybo, Reed, Rieder, Sagunsky, Mr. Speaker. Total 12.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Bill No. 303 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 79.

Noes: None.

Absent and not voting: Fry, Hanson, Higgins, McElwain, Nybo, Reed, Rieder, Sagunsky, Schiltz, Mr. Speaker. Total 10.

Excused: Armstrong, Crist, Hansen, O'Connor, Toole. Total 5.

House Bill No. 312 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Hanson. Total 81.

Noes: None.

Absent and not voting: Higgins, Nybo, Reed, Rieder, Ringling, Schiltz, Mr. Speaker. Total 7.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Joint Resolution No. 2 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: Haines (Missoula). Total 1.

Absent and not voting: Pfohl, Reed, Rieder, VanDyke. Total 4.

Excused: Armstrong, Crist, Hansen, O'Connor, Taylor, Toole. Total 6.

House Joint Resolution No. 3 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: Haines (Missoula). Total 1.

Absent and not voting: Graybill, Higgins, Loughran, Nixon, Pfohl, Reed, Rieder, Taylor, Tobin (Lewis & Clark). Total 9.

Excused: Armstrong, Crist, Hansen, O'Connor, Toole. Total 5.

MOTIONS AND RESOLUTIONS

A motion was made by Hanson, on consent of the Speaker to revert to Order of Business No. 5, duly seconded and carried, that the House reconsider its action at Third Reading of House Bill No. 218.

A motion was made by Graybill, duly seconded and carried, that the House revert to Order of Business No. 8 in order to consider House Bill No. 218 on Third Reading.

THIRD READING

The following, having been read three several times, history and title agreed to, was disposed of as follows:

House Bill No. 218 being before the assembly for Third Reading a call of the House was requested, whereupon the doors were closed and a call of the House was had. On motion of Smith, duly seconded and carried, the call of the House was dispensed with whereupon the House proceeded to vote on House Bill No. 218 with the following results:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Corcoran, Durkee, Emmons, Fulton, Gershmel, Goodgame, Graybill, Gunderson, Hancock, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Phillips, Powell, Regan, Ringling, Sagunsky, Sax, Schiltz, Sykes, Tange, Totten, Wetzsteon, Wilson, Wood. Total 47.

Noes: Arnold, Babcock, Bricker, Broeder, Brownfield, Clowes, Dempsey, Dwyer, Fry, Gebhardt, Gleed, Goffena, Goodwin, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hawks, Hilger, Juedeman, Loughran, McElwain, Omholt, Peters, Pfohl, Pierce, Purdy, Reed, Rieder, Rimel, Sales, Seifert, Sippel, Smith, Steel, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wiedman, Mr. Speaker. Total 42.

Absent and not voting: None.

Excused: Armstrong, Crist, Hansen, O'Connor, Toole. Total 5.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Barrett of Liberty in the Chair. Committee arose.

House resumed. Speaker pro-tem in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 46 do pass.

That House Bill No. 140 do pass.

That House Bill No. 239 do pass.

That House Bill No. 279 do pass.

That House Bill No. 280 do pass.

That House Bill No. 281 do pass.

That House Bill No. 317 do pass.

That House Bill No. 318 do pass.

That Substitute House Bill No. 33 do pass.

BARRETT, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Substitute House Bill No. 33, House Bills Nos. 46, 140, 221, 279, 280, 281, 317, 318, 239.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 188, 282, 304, and House Joint Memorial No. 7, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 94, 109, 154, 164.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 94 introduced by me and find the same to be correct.

HAINES (Missoula)

I have examined House Bill No. 109 introduced by me and find the same to be correct.

HAINES (Missoula)

I have examined House Bill No. 154 introduced by the Committee on Fish and Game and find the same to be correct.

BRICKER, Vice-Chairman.

I have examined House Bill No. 164 introduced by me and find the same to be correct.

McELWAIN

The Speaker signed Senate Bills Nos. 45 and 50, and House Bills Nos. 94, 109, 154, and 164 in open session.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 338, respectfully report as follows: That House Bill No. 338 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 271, respectfully report as follows: That House Bill No. 271 be amended as follows: Strike out Section 6 in its entirety, and re-number "Section 7." to read "Section 6."; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Bill No. 132, respectfully report as follows: That Senate Bill No. 132 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration House Bill No. 88, respectfully report as follows: That House Bill No. 88 be amended as follows: That the title be amended by striking the period (.) and quotation marks (") in line 6, page 1 of the original bill and adding the following material: "; providing for a separate and distinct method of voting for commissioners in districts with more than five per cent (5%) of the total acreage platted or subdivided."; amend line 22, page 1, by striking the words "one acre" and substituting in lieu thereof the words "forty acres"; amend in line 26, page 1, by inserting after the comma following the word "blocks" the words "except as hereinafter provided for"; amend in line 27, page 1 by striking the words "one acre" and substituting in lieu thereof the words "forty acres"; amend line 2, page 2, by striking the words "one acre" and substituting in lieu thereof the words "forty acres";

Amend by adding at the end of line 13, page 2 the following paragraph:

"Where the total irrigable acreage within any one district has been platted or subdivided into lots or blocks to the extent of five percent (5%) or more of the total acreage of the district, each elector shall be permitted to cast one vote for each one acre of irrigable land or major fraction thereof owned by such elector within the district, irrespective of the location of such irrigable lands within the tracts designated by the commissioners for the assessment and taxation purposes or within the congressional subdivisions, but any elector owning any less than one acre of irrigable land within said district shall be entitled to one vote. The balloting shall take place in the following manner: Ten (10) votes or less, separate ballots will be used; more than ten (10) votes, the elector shall vote in blocks of ten using one ballot for each ten votes and separate ballots for odd votes over multiples of ten. The election shall otherwise conform with the provisions set out in section 89-1308 of this chapter. It shall be the duty of the chairman of the commissioners, or such commissioner as he may delegate, to determine before each election whether the provisions of this paragraph are in force or whether the provisions heretofore set out shall apply."; and as amended, do pass.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 334, respectfully report as follows: That House Bill No. 334 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 95, respectfully report as follows: That House Bill No. 95 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 96, respectfully report as follows: That House Bill No. 96 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 299, respectfully report as follows: That House Bill No. 299 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 216, respectfully report as follows: That House Bill No. 216 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 112, respectfully report as follows: That House Bill No. 112 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 180, respectfully report as follows: That House Bill No. 180 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 93 respectfully report as follows: That House Bill No. 93 do not pass, but that

Substitute House Bill No. 93, A bill for an act entitled: "An Act to amend Sections 87-103 and 87-104 of the Revised Codes of Montana, 1947, as amended by Chapter 178, Laws of Montana, 1949, 87-105, 87-106 and 87-109 of the Revised Codes of Montana, 1947, which Sections are a part of the Unemployment Compensation Law, by increasing weekly benefits and changing the qualifications therefor; extending the duration of benefits; changing disqualifications for benefits; revising employer contribution rates; providing a saving clause; repealing all acts and parts of acts in conflict herewith; and providing an effective date."; do pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration Senate Bill No. 68, respectfully report as follows: That Senate Bill No. 68 be concurred in.

ATKINSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration House Bill No. 356, respectfully report as follows: That House Bill No. 356 do not pass.

ATKINSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 335, respectfully report as follows: That House Bill No. 335 do not pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 339, respectfully report as follows: That House Bill No. 339 do not pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 353, respectfully report as follows: That House Bill No. 353 be amended as follows: in line two of page two of the original bill strike the word "is" and insert in lieu thereof the words "has been"; and further amend: in line two of page two of the original bill strike the word: "legal"; and further amend: insert in line three of page two of the original bill immediately following the word "Montana" the following words: "for a period of not less than six (6) months."; and as amended, do pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 274, respectfully report as follows: That House Bill No. 274 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 314, respectfully report as follows: That House Bill No. 314 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 293, respectfully report as follows: That House Bill No. 293 be amended as follows: in line 2 of the title of the original bill strike and eliminate the figures 82-305, 82-306, 82-307; and on pages 2 and 3 of the original bill strike and eliminate all of Sections 2, 3, and 4; and on page 3 of the original bill renumber Section 5 to be Section 2; and further amend on page 3 of the original bill in line 30 by inserting after the word "receipts" the words "after deducting the Federal Admission tax, if any"; and on page 4 of the original bill renumber Sections 6 and 7 to be Sections 3 and 4 respectively; and on page 5 of the original bill strike all of Section 8; and as so amended, do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 14, respectfully report as follows: That Senate Bill No. 14 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Joint Resolution No. 5, respectfully report as follows: That House Joint Resolution No. 5 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration Senate Bill No. 29, respectfully report as follows: That Senate Bill No. 29 be concurred in.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration Senate Bill No. 30, respectfully report as follows: That Senate Bill No. 30 be amended as follows: by striking from Section 1, page 1, line 22 of the original bill the only comma appearing in that line; and that it be further amended by striking from Section 2, page 3, line 17 of the original bill the words "or warrant"; and as so amended be concurred in.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration Senate Bill No. 216, respectfully report as follows: That Senate Bill No. 216 be concurred in.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration House Bill No. 178, respectfully report as follows: That House Bill No. 178 do not pass.

ITEN, Chairman.

Report adopted.

MESSAGE FROM SENATE

February 12, 1953.

Mr: Speaker· I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration.

House Bill No. 149 by Smith and Haines (Missoula).

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

A motion was made by Wiedman, duly seconded and carried, that the House comply with the request of the Senate and return House Bill No. 149 for further consideration.

MOTIONS AND RESOLUTIONS

A motion was made by MacDonald, duly seconded and carried, that an expression of thanks and apreciation be extended by the House to the Helena High School Thespian Troupe No. 745 and the State Department of V. F. W. for the splendid presentation of "No More Frontiers" as staged the evening of February 11th in honor of the 33rd Legislative Assembly; with special reference to the expert performance of the cast and thrilling renditions of the Helena High School Band and the Philharmonic Choirs; and that the Speaker of the House be instructed to appropriately communicate our appreciation and thanks to those concerned.

A motion was made by Norby, duly seconded and carried, that consideration of Substitute House Bill No. 33 be passed for the day.

INTRODUCTION OF BILLS

The following was introduced, read first and second time, and referred to the Committee on Printing:

Substitute House Bill No. 93, introduced by Committee on Social Security: A bill for an act entitled: "An Act to Amend Sections 87-103 and 87-104 of the Revised Codes of Montana, 1947, as Amended by Chapter 178, Laws of Montana, 1949, 87-105, 87-106, and 87-109 of the Revised Codes of Montana, 1947, Which Sections Are a Part of the Unemployment Compen-

sation Law, by Increasing Weekly Benefits and Changing the Qualifications Therefor; Extending the Duration of Benefits; Changing Disqualifications for Benefits; Revising Employer Contribution Rates; Providing a Saving Clause; Repealing All Acts and Parts of Acts in Conflict Herewith; and Providing an Effective Date."

A motion was made by Wiedman, duly seconded and carried, that Third Reading be passed for the day.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Emmons of Deer Lodge in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That consideration of House Bill No. 139 be passed for the day.

That House Bill No. 203 do pass.

That Senate Bill No. 32 be concurred in.

That Senate Bill No. 56 be concurred in.

That consideration of Senate Bill No. 47 be passed for the day.

That consideration of Senate Bill No. 26 be passed for the day.

EMMONS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 94, 109, 154, 164, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:20 o'clock p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Friday, February 13 at 9:30 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTIETH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 13, 1953.

House convened at 9:30 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Crist, Hawks, Rimel, Toole. All excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the thirty-ninth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 62, 102, 146, 163, 166, 173, 198, 202, 223, 234, 248, 266, 273, 277, 292, 320, 322, 323, 328 and House Joint Memorial No. 5, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 110, respectfully report as follows: That House Bill No. 110 do not pass, but that Substitute House Bill No. 110: A bill for an act entitled: "An act to amend section 32-1123, revised codes of Montana, 1947, relating to uniform standards governing the maximum dimensions, weights, and speeds of motor vehicles operating over the highways of the state of Montana, and repealing all acts or parts of acts in conflict therewith.", do pass.

SAGUNSKY, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 12, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 129 by Sagunsky and Sippel.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 90 by Dokken and Worden.

Senate Bill No. 110 by Mahoney.

Senate Bill No. 112 by Padbury.

Senate Bill No. 147 by Larson et al.

Senate Bill No. 148 by Larson et al.

Senate Bill No. 151 by Tibbals et al.

Senate Bill No. 183 by Mahoney et al.

Senate Bill No. 186 by Nesvig et al.

Senate Bill No. 187 by Nesvig.

Senate Bill No. 193 by Mahoney.

Senate Bill No. 198 by Moss and Wallace.

Senate Joint Memorial No. 9 by Nesvig.

Senate Joint Memorial No. 10 by Tibbals et al.

Senate Joint Memorial No. 11 by Tibbals.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Substitute House Bill No. 110, introduced by Committee on Highways and Highway Transportation: A bill for an act entitled: "An Act to Amend Section 32-1123, Revised Codes of Montana, 1947, Relating to Uniform Standards Governing the Maximum Dimensions, Weights, and Speeds of Motor Vehicles Operating Over the Highways of the State of Montana, and Repealing All Acts or Parts of Acts in Conflict Therewith." Referred to Committee on Printing.

Senate Bill No. 90, introduced by Dokken and Worden: A bill for an act entitled: "An Act Relating to the Sale of Personal Property or Services Under Prearranged Funeral Plans; Requiring the Proceeds Thereof to be Held in Trust for the Purposes Intended; Providing Penalties for Violations, and Fixing the Effective Date of This Act." Referred to Committee on Banking and Insurance.

Senate Bill No. 110, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 84-702, Revised Codes of Montana, 1947, Relative to the Qualification and Compensation of the State Board of Equalization and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

Senate Bill No. 112, introduced by Padbury: A bill for an act entitled: "An Act to Amend Section 31-135 of the Revised Codes of Montana, 1947, as Amended by Chapter 135, Laws of the Thirty-second Legislative Assembly, 1951, Relating to the Drivers Licenses Issued to Operators and Chauffeurs Driving Motor Vehicles Upon Highways of and in the State of Montana." Referred to Committee on Judiciary.

Senate Bill No. 147, introduced by Larson, McQuitty, Tibbals, Worden, Mackay: A bill for an act entitled: "An Act to Amend Section 82-2502 of the Revised Codes of Montana, 1947; to Provide That the Records, Property, Duties and Personnel of the Custodian of Records of the Grand Army of the Republic and the United Spanish War Veterans be Transferred to the State Historical Society; and to Repeal Sections 82-2501, 82-2503 and 82-2505 of the Revised Codes of Montana." Referred to Committee on State Boards and Institutions.

Senate Bill No. 148, introduced by Larson, Tibbals, Mackay, McQuitty, Worden: A bill for an act entitled: "An Act to Amend Sections 32-1701, 32-1702, 32-1703, of the Revised Codes of Montana, 1947, to Abolish the State Highway Traffic Advisory Committee and Transfer the Records, Duties, and Powers of Said Committee to the Director of the Civil Defense Agency, to Repeal Sections 32-1704 and 32-1705." Referred to Committee on State Boards and Institutions.

Senate Bill No. 151, introduced by Tibbals, Mackay, Larson: A bill for an act entitled: "An Act to Create an Inter-Departmental Advisory Council to be Known as the Council on Natural Resources, Consisting of the Commissioner of State Lands and Investments, State Game Warden, State Forester, Secretary of the Grass Conservation Commission, State

Engineer, Executive Secretary of the Oil Conservation Board, Director of the State Bureau of Mines and Geology, and State Highway Engineer, for the Purpose of Coordinating the Work of the Several Executive Departments of the State Pertaining to Natural Resources and Development, to the End That Matters of Common Concern to Them May Have Their Joint Consideration, That Duplication and Overlapping May be Eliminated and Administrative Efficiency Increased." Referred to Committee on State Boards and Institutions.

Senate Bill No. 183, introduced by Mahoney, Mackay, Keller: A bill fro an act Entitled: "An Act to Amend Section 80-809 of the Revised Codes of Montana, 1947, Relating to the Duties of the President of Montana State Industrial School." Referred to Committee on State Boards and Institutions.

Senate Bill No. 186, introduced by Nesvig et al: A bill for an act entitled: "An Act to Amend Section 32-302 of the Revised Codes of Montana, 1947, Relating to Powers and Duties of County Commissioners Respecting Highways by Adding Section 12 Thereto Authorizing the County Commissioners of Any County to Enter Into Contracts, Jointly or Independently, With Either the Montana Highway Commission, the United States Bureau of Public Roads or Any Other Federal Agency to Construct Farm to Market or Secondary Feeder Roads, Public Access Roads to Any Secondary and Primary Roads, to Lay Out, Survey, Build, Construct and Do Any Other Thing Essential and Practical in Securing Such Roads as May be Agreed to by and Between Any Board of County Commissioners and the Named State and Federal Commission and Agencies, Prohibiting County Commissioners to Make Competitive Bids, Repealing All Acts and Parts of Acts in Conflict Herewith and Providing When This Act Shall Take Effect." Referred to Committee on Townships and Counties.

Senate Bill No. 187, introduced by Nesvig et al: A bill for an act entitled: "An Act to Amend Section 32-1608 Relating to the State Highway Commission and Highway Engineer, by Authorizing the Montana Highway Commission to Enter Into Contracts With Any Board of County Commissioners to Construct and Maintain Any Farm to Market Secondary and Feeder Roads and Public Access Roads to Secondary and Primary Roads Within Such County, by Force Account, Unit Price or Otherwise as May be Agreed to by and Between State Highway Commission and Any Board of County Commissioners, and Providing for Joint Contracts With Any County and Federal Bureaus and Agencies, and Repealing All Acts and Parts of Acts in Conflict Herewith and Providing When This Act Shall Take Effect." Referred to Committee on Townships and Counties.

Senate Bill No. 193, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 82-1011 (218) of the Revised Codes of Montana, 1947, Relating to Salary and Expenses of the State Examiner, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Appropriations.

Senate Bill No. 198, introduced by Moss and Wallace: A bill for an act entitled: "An Act to Amend Section 41-1308, Revised Codes of Montana, 1947, Providing for an Increase in the Existing Penalty for a Violation of the Statute of This State Requiring Equal Pay for Equivalent Work." Referred to Committee on Labor.

Senate Joint Memorial No. 9, introduced by Nesvig: "A Memorial to President Dwight Eisenhower and the Congress of the United States of America, Senator James E. Murray and Senator Mike Mansfield, Congressman Wesley D'Ewart and Congressman Lee Metcalf and the Administrator of Veterans' Affairs." Referred to Committee on Banking and Insurance.

Senate Joint Memorial No. 10, introduced by Tibbals, Larson, Worden, Weydemeyer: "A Joint Memorial of the Senate and House of Representa-

tives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators from Montana: to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen from Montana, Memorializing the Congress of the United States to Initiate a Program of Recognition and Appropriation of Money to Control a Forest Insect Epidemic and to Salvage Insect Killed Timber in Montana." Referred to Committee on State Lands, Forests and Parks.

Senate Joint Memorial No. 11, introduced by Tibbals, Anderson (Pondera), Robins, Moritz: "A Joint Memorial of the Senate and House of Representatives of the State of Montana, to the Congress of the United States; the Honorable Ezra Taft Benson, Secretary of Agriculture; the Bureau of Public Roads; the Honorable James E. Murray, and the Honorable Mike Mansfield, United States Senators from Montana; the Honorable Wesley A. D'Ewart, and the Honorable Lee Metcalf, Congressmen From Montana; to Change the Formula of Federal Aid on the Interstate Highway System in Montana to Seventy-five Percent (75%) Federal and Twenty-five Percent (25%) State Funds, Except That Portion Designated Forest Highway, Which Shall Continue on the Basis of One Hundred Percent (100%) Federal Funds." Referred to Committee on Highways and Highway Transportation.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 39 was concurred in by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Hansen, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Atkinson, Cerovski, Dempsey, Dwyer, Haines (Missoula), Johnson (Silver Bow), Juedeman, McElwain, Marsenich, Nybo, Pierce, Regan, Sagunsky, Seifert, Smith. Total 15.

Excused: Armstrong, Barrett, Crist, O'Connor, Taylor, Toole. Total 6.

Senate Bill No. 77 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Bricker, Corcoran, Haines (Missoula), Juedeman, McElwain, Marsenich, Nybo, Pierce, Rieder. Total 9.

Excused: Armstrong, Barrett, Crist, Graybill, O'Connor, Taylor, Toole. Total 7.

Senate Joint Memorial No. 6 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Omholt, Parker, Peters, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Bricker, Cerovski, Gleed, Juedeman, Marsenich, Norby, Nybo, Pfohl, Pierce, Regan, Schiltz, Tobin (Lewis & Clark), Walton. Total 13.

Excused: Armstrong, Barrett, Crist, O'Connor, Taylor, Toole. Total 6.

Senate Bill No. 56 was concurred in by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Arnold, Iten. Total 2.

Absent and not voting: Brownfield, Goffena, Juedeman, MacDonald, Norby, Nybo, Pierce, Reed, Regan, Sagunsky, Schiltz, Tobin (Lewis & Clark), Walton. Total 13.

Excused: Armstrong, Barrett, Crist, O'Connor, Taylor, Toole. Total 6.

Senate Bill No. 32 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson, (Granite), Johnson (Silver Bow, Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Omholt, Parker, Peters, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: Pfohl, Smith. Total 2.

Absent and not voting: MacDonald, Nybo, Pierce, Regan, Sales, Walton. Total 6.

Excused: Armstrong, Crist, O'Connor, Toole. Total 4.

Substitute House Bill No. 33 failed to pass by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Beck, Bricker, Dwyer, Gebhardt, Gleed, Graybill, Gunderson, Haines (Missoula), Hancock, Hansen, Hess, Hughes, Johnson, (Granite), MacDonald, McElwain, Mahoney, Nixon, Norby, Peters, Pfohl, Reed, Regan, Ringling, Sagunsky, Sales, Schiltz, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Wiedman, Wood, Mr. Speaker. Total 38.

Noes: Arnold, Barrett, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gershmel, Goffena, Goodgame, Goodwin, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Higgins, Hilger, Iten, Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, Marsenich, Michels, Omholt, Parker, Powell, Rieder, Sax, Seifert, Sippel, Tange, Taylor, Totten, VanDyke, Watkins, Wetzsteon, Wilson. Total 46.

Absent and not voting: Nybo, Phillips, Pierce, Purdy, Rimel, Walton. Total 6.

Excused: Armstrong, Crist, O'Connor, Toole. Total 4.

House Bill No. 46 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Bricker, Gebhardt, Graybill, Haines (Missoula), Hawks, Hilger, Juedeman, Rieder, Sales, Walton, Wetzsteon. Total 11.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 140 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines, (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Atkinson, Barrett, Fry, Graybill, Hawks, Hilger, Juedeman, Leuthold, Pfohl, Rieder, Sales, Steel, Walton. Total 13.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 221 was passed by the following vote:

Ayes: Anderson, Babcock, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Arnold, Goffena, Powell. Total 3.

Absent and not voting: Atkinson, Barnard, Bricker, Fry, Graybill, Hawks, Hilger, Juedeman, Leuthold, MacDonald, McDonnell, Pfohl, Rieder, Sales, Walton, Wetzsteon. Total 16.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 279 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Atkinson, Barnard, Barrett, Fry, Graybill, Haines (Missoula), Hawks, Hilger, Juedeman, Leuthold, MacDonald, Rieder, Sales, Walton. Total 14.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 280 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Atkinson, Barrett, Dempsey, Graybill, Haines (Missoula), Hawks, Hilger, Juedeman, Leuthold, Loughran, MacDonald, Nybo, Rieder, Sales, Walton. Total 15.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 281 was passed by the following vote:

Ayes: Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Anderson, Durkee. Total 2.

Absent and not voting: Atkinson, Barrett, Dempsey, Graybill, Hanson, Hawks, Hilger, Juedeman, Leuthold, Loughran, MacDonald, Nybo, Rieder, Sales, Sippel, Steel, Walton. Total 17.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 317 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hess, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Atkinson, Graybill, Hancock, Hawks, Higgins, Hilger, Juedeman, Leuthold, Loughran, MacDonald, Regan, Rieder, Sales, Steel, Walton, Wetzsteon. Total 16.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 318 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines, (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Totten, Van Dyke, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Atkinson, Graybill, Higgins, Hilger, Juedeman, Leuthold, Loughran, Rieder, Sales, Steel, Tobin (Lewis & Clark), Walton, Wetzsteon. Total 13.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

House Bill No. 239 was passed by the following vote:

Ayes: Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Totten, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Anderson, Atkinson, Brownfield, Dwyer, Graybill, Higgins, Hilger, Juedeman, Leuthold, Loughran, Purdy, Rieder, Sales, Steel, Tobin (Lewis & Clark), VanDyke, Walton, Wetzsteon. Total 18.

Excused: Armstrong, Crist, Taylor, Toole. Total 4.

The Speaker signed the following bills in open session: Senate Joint Memorial No. 3 and Senate Bills Nos. 31, 57, 3, and 5.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business under General Orders under rules of the previous session.

Haines of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Amendments to House Bill No. 129 be concurred in.

That consideration of House Bill No. 139 be placed at the foot of the bills to be considered on General Orders today.

That House Bill No. 74 do pass.

That House Bill No. 174 do pass.

That House Bill No. 181 do pass.

That House Bill No. 190 do pass.

That House Bill No. 205 do pass.

That consideration of House Bill No. 212 be passed for the day.

That House Bill No. 259 do pass.

That House Bill No. 300 do pass.

That House Bill No. 309 do pass.

That House Bill No. 319 do pass.

That the committee do rise and report progress and ask leave to sit again.

HAINES (Flathead), Chairman.

Report adopted.

A motion was made that the House recess until 2:00 p. m. this day. Seconded and carried.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF SELECT COMMITTEES

The following report was presented to the House with appropriate ceremonies. The report was then adopted by a standing vote of the assembly, and the Speaker thanked the Committee on Necrology and discharged it from further duties.

HOUSE MEMORIAL—IN MEMORIAM

"But we who remain shall grow old,
We shall know the cold of cheerless
Winter and the rain of Autumn and the sting
Of poverty, of love despised and of disgraces,
And mirrors showing stained and aging faces,
And the long ranges of comfortless years
And the long gamut of human fears—
But for you—it shall be forever Spring." (Ford Maddox Ford)

Preparing a memorial to the members of previous legislative assemblies who have been called by their Creator to their Eternal Spring is a task too difficult for fitting accomplishment. What we so humbly and reverently tender is with the sincerest and deepest respect to those who have gone before us, but with the fear that justice to them and to those near and dear to our former colleagues has not been done.

"Back of the wreath is a florist,
Back of a harvest the sod;
Back of the scenery is nature,
And back of creation—God.
Back of the stars a sustainer,
Back of their orbit—design;
Back of the universe—reason
Yes, back of it all, One Divine." (Wm. W. Ellis)

A short study of the life of each colleague is more than sufficient to discover anew the great virtue, the full love of fellow man that each maintained along the path of life. Without regard to personal gain or interest, with honesty and fidelity, each of our beloved colleagues served his State and fellow man.

"May no dark shadow cross your sun,
That is my prayer for you;
When the race of life is run,
Angel's welcome you'll have won,
May He say at last, "Well done,"
That is my prayer, my prayer for you." (David Murray)

It is with deepest appreciation that we honor our colleagues for their serious efforts in bettering mankind, and as a result of their efforts, we hereby humbly bow our heads in gratitude to each for his contribution to the development and building of our great state.

"They are not dead who live
In hearts they leave behind.
In those whom they have blessed,
They live a life again,

And shall live through the years
Eternal life, and grow
Each day more beautiful
As time declares their good,
Forgets the rest, and proves
Their immortality." (Hugh Robert Orr)

WHEREAS the inevitable end of man has come to certain members of former sessions of the Montana Legislature, and

WHEREAS the members of the House of Representatives of the 33rd Legislative Assembly of the State of Montana mourn the passing of these distinguished citizens of our state,

NOW, THEREFORE, BE IT RESOLVED, by the members of the House of Representatives of this Thirty-third Legislative Assembly, that by means of this Resolution, we signify our regret of their passing and extend to their bereaved families our sincere sympathy and condolences; and

BE IT FURTHER RESOLVED, that suitable Memorials be forwarded to the widows, or families, of the deceased members and that this Memorial be spread upon the journal of this House.

WARD BELEY

Ward Beley served in the House during the fifteenth and seventeenth sessions of the Montana Legislative Assembly as the representative from Wheatland County. He was born in Colosse, New York on October 27, 1880 and came to Montana in 1895. He was a member of the Republican party. He died April 17, 1951 and is survived by his widow, Mrs. Jennie Beley, five daughters and one son.

D. C. BRADLEY

D. C. Bradley was born September 5, 1891, at Aurora, Iowa and came to Montana in 1914. He was an abstractor by profession and a member of the Terry Community Church. He represented Prairie County in the thirtieth and thirty-second Montana Legislative Assemblies and was a Republican. He died July 1, 1951. He is survived by his widow, Mrs. Grace I. Bradley and one child.

ROBERT C. BROWN

Robert C. Brown represented Silver Bow County in the 26th session of the Montana Legislative Assembly. He was a Democrat. Mr. Brown was born on September 26, 1886 at San Bernardino, California and came to Montana in 1905. He was a miner and served as Labor Commissioner of the State of Montana. He died April 19, 1952 leaving his wife, Mrs. Olive Brown and two children.

EUGENE C. BURRIS

Eugene C. Burris was born in Anaconda, Montana on October 12, 1900. He was a member of the Democratic party, representing Deer Lodge County in the 24th session of the Montana Legislative Assembly. He was a machinist by trade, and was Labor Commissioner of the State of Montana from 1938 to 1948. Mr. Burris was a World War I navy veteran. He died at Helena, Montana on May 29, 1950. He is survived by his widow, Mrs. Signe V. Burris, a son, Robert, and a daughter, Mrs. Norma J. Peterson.

C. H. DUPPLER

C. H. Duppler was born at Paoli, Wisconsin on February 28, 1882. A Republican, he represented Fallon County in the 30th and 31st Montana Legislative Assemblies. Mr. Duppler came to Montana in 1909. He was a member of the Congregational Church. He died September 17, 1952. Surviving him are his widow, Mrs. Pearl Duppler, a son and a daughter.

S. J. EMSWILER

S. J. Emsweiler was born December 29, 1880 at Hartford City, Indiana. He came to Montana in 1910. He was a banker and was a member of the Presbyterian Church. As a member of the Republican party he served in the 26th session of the Montana Legislative Assembly from Carter County. Mr. Emswiler died June 17, 1952. Surviving him are his widow, Mrs. Pearl Emswiler and his son Rodney.

DEL C. FEWKES

Del C. Fewkes served in the 27th and 28th sessions of the Montana Legislative Assembly as the representative from Lincoln County. Mr. Fewkes was born on October 5, 1886 in Edwards County, Illinois. He was a merchant and a member of the Republican party. He died April 25, 1951 and is survived by his widow, Mrs. Myrtle Fewkes and two daughters.

WALTER O. FRESHMAN

Walter O. Freshman was born July 6, 1894 at Butte, Montana. A member of the Democratic party he served in the 25th, 26th, 27th, 28th and 32nd sessions of the Montana Legislative Assemblies as a representative from Silver Bow County. He was a veteran of World War I. He was a geologist and mining engineer. He died April 2, 1952, and is survived by his widow, Mrs. Mary Freshman, three sons and one daughter.

PHILIP C. GOODWIN

Philip C. Goodwin served in the 20th, 21st, 22nd, 23rd, 24th, 25th, 26th and 27th sessions of the Montana Legislative Assemblies and also served in the 1934 special session of Legislature. He was born at Columbus, Nebraska on February 17, 1872. He was a member of the Democratic party. and was a newspaper man by trade. He was a member of the Roman Catholic Church and died April 17, 1952, and is survived by four children.

ERNEST A. HARDCASTLE

Ernest A. Hardcastle was born in England on October 2, 1867 and came to Montana in 1889. He was an accountant and teacher and was a member of the Democratic party. He served in the 19th, 20th and 25th Montana Legislative Assemblies. He was a member of the Roman Catholic Church and died September 18, 1952. Surviving him is a niece, Mrs. John Cunningham, of Butte, Montana.

JOHN HARPSTER

John Harpster represented Dawson County as a representative in the 31st and 32nd sessions of the Montana Legislative Assemblies. He was a member of the Republican party. Mr. Harpster was born February 16, 1893 at Glendive, Montana. He was a member of the Methodist Church and was a farmer and stockman. He died May 16, 1952. Surviving him is his widow, Mrs. Cornelia Harpster and four children.

LEE C. McELWAIN

Lee C. McElwain was born near Helmville, Montana on June 11, 1885. He was a rancher and railroad stationary engineer and was a member of the Episcopal Church. He represented Powell County in the 23rd session of the Montana Legislative Assembly and was a Republican. He died March 17, 1952 and is survived by his widow, Mrs. Lee C. McElwain, four sons and one daughter, one of whom, Joseph A. McElwain is a member of the 33rd Legislative session serving as a representative from Powell County and who also is the State chairman of the Republican party.

DAVID NYQUIST

David Nyquist represented Valley County in the 22nd session of the Montana Legislative Assembly and also was a member of the Republican party. He was born May 18, 1892 in Sweden and came to Montana in 1912. He was a Methodist. He was an attorney and at the time of his death was judge of the 15th judicial district. He died January 30, 1952, leaving his widow, Mrs. Marie N. Nyquist and two sons and a daughter.

M. D. O'CONNELL

M. D. O'Connell was born on November 9, 1872 in Ogdensbury, New York and came to Montana in 1891. He represented Silver Bow County in the 29th session of the Montana Legislative Assembly. He was a Democrat and a member of the Roman Catholic Church. His occupation was building contractor. He died April 16, 1952 and is survived by one son and two daughters.

WARREN K. PARKER

Warren K. Parker was born at Townsend, Montana on April 14, 1886. He was a rancher, a member of the Democratic party, and served as representative from Broadwater County in the 23rd Montana Legislative Assembly, and the extra session next succeeding. He died August 14, 1952. He is survived by his widow Geraldine Larry Parker.

P. C. PETERSON

P. C. Peterson was born on April 7, 1875 in Denmark and came to Montana in 1908. He was a member of the Democratic party and a member of the Lutheran Church. He served as representative from Sheridan County in the 24th, 25th, 26th and 27th sessions of the Montana Legislative Assemblies. He was a stockman and a farmer. He died July 24, 1952. Mrs. Mette B. Peterson, his widow, survives him, along with three sons and five daughters.

SHERMAN W. SMITH

Sherman W. Smith was born in Helena, Montana on January 22, 1902. A member of the Republican party he served in the 25th and 26th sessions of the Montana Legislative Assembly. He was an attorney and a member of the Congregational Church. He died September 8, 1952 and is survived by his widow, Mrs. Opal Smith, and one son, Richard, of Helena.

HARRY SPARLING

Harry Sparling was born in Leeds, England on November 21, 1877 and came to Montana in 1909. He was a rancher and a hardware dealer. He served in the 23rd session of the Montana Legislative Assembly as a representative from Sheridan County. He died January 18, 1953, and is survived by his widow, Mrs. Rachel Sparling.

JAMES T. SPARLING

James T. Sparling was born on July 17, 1887 at Gettysburg, S. D. and came to Montana in 1909. He was a hardware dealer and undertaker and was a member of the Farmer Labor Party. He was Commissioner of Agriculture in 1937 and was representative from Daniels County in the 20th Montana Legislative Assembly. Mr. Sparling died August 1, 1952 and is survived by his widow and one son.

"Fast as the rolling seasons bring
The hour of fate to those we love,
Each pearl that leaves the broken string
Is set in Friendship's crown above.
As narrower grows the earthly chain,
The circle widens in the sky;
These are our treasures that remain,
But those are stars that beam on high."

(Oliver Wendell Holmes)

NECROLOGY COMMITTEE

ROBERT C. SYKES
MRS. DALLAS J. REED
GEORGE W. O'CONNOR
CHARLES CEROVSKI
MARTIN J. BECK

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills 74, 174, 181, 203, 205, 259, 300, 309, 319.

HILGER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Liquor Control, having had under consideration House Bill No. 287, respectfully report as follows: That House Bill No. 287 be amended as follows: Section 1 by adding to said Section 1 the following:

"The provisions of Section 4-170 Revised Codes of Montana, 1947, shall not be construed to prevent a liquor salesman licensed under this act from canvassing for, receiving, taking or soliciting orders for the purchase of spirits or wine by the Montana Liquor Control Board."; and as amended, do pass.

CORCORAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 359, respectfully report as follows: That House Bill No. 359 do pass.

BRICKER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 297, respectfully report as follows: That House Bill No. 297 do not pass.

BRICKER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 358, respectfully report as follows: That House Bill No. 358 do pass.

BRICKER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 176, respectfully report as follows: That House Bill No. 176 do not pass.

BRICKER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration House Bill No. 298, respectfully report as follows: That House Bill No. 298 do not pass.

BRICKER, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 162, respectfully report as follows: That Senate Bill No. 162 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 60, respectfully report as follows: That Senate Bill No. 60 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 52, respectfully report as follows: That Senate Bill No. 52 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 58, respectfully report as follows: That Senate Bill No. 58 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 329, respectfully report as follows: That House Bill No. 329 do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Joint Memorial No. 4, respectfully report as follows: That Senate Joint Memorial No. 4 be amended as follows: amend the title of Senate Joint Memorial No. 4, in line 9 after the word "for" by striking out the words "the immediate" and inserting in lieu thereof the words, "the compensation of the Crow Indians for the dam site and storage area, and the immediate beginning of"; amend on page 2, line 32 after the word "and" by inserting the following new paragraph: "Whereas, the various governmental agencies together with the Crow Indian Council representative have made appraisals of the value of the lands required for dam and storage sites and a general coordination of the respective appraisals has been made, but no money has been appropriated for site acquisition."; amend on page 3 in line 4 after the word "to" by inserting the following: "compensate the Crow Indians for the dam site and storage area and to"; amend on page 3 in line 18 after the word "Wyoming;" by inserting the words "and North Dakota"; and further amend on page 3 in line 19 after the word "Wyoming" by inserting the words "and North Dakota"; and as so amended, recommend that same be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration House Bill No. 255, respectfully report as follows: That House Bill No. 255 be amended as follows: on page 1 of the original

bill, in line 21, by striking out the words "veterans quarters" and inserting in lieu thereof the words "trophy room"; and as amended, do pass.

PURDY, Vice-Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 228, respectfully report as follows: That House Bill No. 228 be re-referred to the Committee on Social Security.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 201, respectfully report as follows: That House Bill No. 201 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration House Bill No. 289, respectfully report as follows: That House Bill No. 289 do not pass.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 99, respectfully report as follows: That House Bill No. 99 be amended as follows: in the original bill, line 6 of the title, after the word "with" and before the word "communicable," delete the word "certain"; and be further amended in the original bill, line 11 of the title, after the word "misdemeanor," delete the following words: "empowering the secretary of the State Board of Health to designate examining physicians."; and be further amended in the original bill, beginning with line 27 on page 1, all of page 2, through line 4 on page 3, delete all of Section 4, and in lieu thereof insert the following:

"Section 4. No person having any of the recognized communicable diseases shall conduct, operate, or be employed in or about any eating place or other business which is set forth in this Chapter, or in handling of any foodstuffs or products used therein, and all persons before engaging in any such business, occupation or employment shall be examined by a licensed physician conducting such tests as necessary to determine the communicability of such diseases. If, in the opinion of the examining physician and or by the results of the various tests conducted the person proves negative, a health certificate shall be issued which will be valid for a period of six months, or until such time as the local health officer or sanitary inspector shall have reason to suspect such a person of being a carrier of one or more of these diseases, in which event, said health officer or inspector may require another examination. In cases of employees of dining cars or air lines of interstate carriers, the examination prescribed herein may be made by any physician duly licensed to practice medicine and surgery in any other state and a health certificate issued by such physician in compliance with provisions stated herein shall be accepted and recognized."; and further amend, in the original bill, page 3, beginning with line 22, delete all of Section 7; and further amend, in the original bill, page 3, line 30, after the word "Section," strike out the figure "8" and insert in lieu thereof the figure "7"; and further amend, in the original bill, page 3, line 32, after the word "Section," strike out the figure "9," and insert in lieu thereof the figure "8"; and as so amended, do pass.

ARNOLD, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

February 13, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir: I have the honor to inform you that I have this day approved House Bill No. 18 introduced by Gershmel, Graybill and Schiltz; House Bill No. 55, introduced by the Committee on Judiciary; and House Bill No. 125, introduced by Dwyer.

Respectfully,

J. HUGO ARONSON
Governor.

MESSAGE FROM SENATE

February 13, 1953.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended by the Committee of the Whole that further action be indefinitely postponed; report adopted, and the bill is herewith returned to the House:

House Bill No. 21 by Sykes.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by MacDonald, duly seconded and carried, that House Bill No. 282 be removed from General Orders and re-referred to the Committee on State Boards and Institutions.

A motion was made by Seifert, duly seconded and carried, that consideration of Senate Bill No. 132 on General Orders be passed for the day.

A motion was made by Wiedman, duly seconded and carried, that all Senate Bills on General Orders be passed for the day.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

Senate Amendments to House Bill No. 129 were concurred in by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Atkinson, Graybill, Haines (Missoula), Hansen, Hughes, Juedeman, Leuthold, McElwain, Reed, Rieder, Tange, Taylor, VanDyke, Wiedman. Total 14.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 74 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Bricker, Broeder, Brownfield, Cerovski, Durkee, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), McAndrews, McDonnell, McElwain, Mahoney, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Seifert, Mr. Speaker. Total 64.

Noes: Beck, Cavanaugh, Clowes, Corcoran, Dempsey, Dwyer, Emmons, Gleed, Goodgame, Hawks, Johnson (Silver Bow), Loughran, MacDonald, Marsenich, Michels, Omholt, Tobin (Silver Bow). Total 17.

Absent and not voting: Atkinson, Fry, Graybill, Hansen, Hughes, Juedeman, Leuthold, Rieder, Tange, Taylor. Total 10.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 174 was passed by the following vote:

Ayes: Anderson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Arnold. Total 1.

Absent and not voting: Atkinson, Fry, Graybill, Hansen, Hughes, Juedeman, Leuthold, Loughran, Phillips, Pierce, Rieder, Rimel, Tange, Taylor. Total 14.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 181 was passed by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Gebhardt, Gershmel, Goodgame, Goodwin, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Reed, Regan, Rimel, Sagunsky, Sax, Schiltz, Seifert, Smith, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wilson, Wood. Total 53.

Noes: Arnold, Babcock, Broeder, Brownfield, Fulton, Gleed, Goffena, Haines (Flathead), Hawks, O'Connor, Omholt, Pfohl, Powell, Purdy, Sales, Sippel, Steel, Sykes, Wetzsteon, Wiedman, Mr. Speaker. Total 21.

Absent and not voting: Atkinson, Dwyer, Fry, Graybill, Hansen, Hughes, Johnson (Granite), Juedeman, Leuthold, Loughran, Peters, Phillips, Pierce, Rieder, Ringling, Tange, Taylor. Total 17.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 259 was passed by the following vote:

Ayes: Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Loughran. Total 1.

Absent and not voting: Anderson, Atkinson, Bricker, Dempsey, Fry, Goffena, Graybill, Hansen, Hughes, Juedeman, Leuthold, Norby, Nybo, Peters, Phillips, Rieder, Sippel, Tange, Taylor. Total 19.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 300 was passed by the following vote:

Ayes: Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 68.

Noes: Arnold, Babcock, Haines (Flathead), O'Connor, Sales, Wiedman. Total 6.

Absent and not voting: Anderson, Atkinson, Bricker, Broeder, Fry, Graybill, Haines (Prairie), Hansen, Hughes, Juedeman, Leuthold, Norby, Philips, Rieder, Ringling, Tange, Taylor. Total 17.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 309 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: Sykes. Total 1.

Absent and not voting: Atkinson, Bricker, Fry, Graybill, Hansen, Hughes, Juedeman, Leuthold, Norby, O'Connor, Omholt, Phillips, Rieder, Tange, Taylor. Total 15.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 319 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Atkinson, Bricker, Corcoran, Fry, Graybill, Haines (Prairie), Hansen, Hughes, Juedeman, Leuthold, Norby, Omholt, Phillips, Rieder, Seifert, Tange, Taylor. Total 17.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 205 was passed by the following vote:

Ayes: Anderson, Arnold, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: Iten, Omholt, Wetzsteon. Total 3.

Absent and not voting: Atkinson, Babcock, Dwyer, Fry, Graybill, Haines, (Prairie), Hansen, Hilger, Hughes, Juedeman, Leuthold, Loughran, Norby, O'Connor, Phillips, Rieder, Sagunsky, Seifert, Tange, Taylor. Total 20.

Excused: Armstrong, Crist, Toole. Total 3.

House Bill No. 203 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Barnard, Clowes, Wetzsteon. Total 3.

Absent and not voting: Atkinson, Barrett, Bricker, Gleed, Graybill, Haines (Prairie), Hansen, Hughes, Juedeman, Leuthold, Loughran, Norby, Philips, Rieder, Tange, Taylor. Total 16.

Excused: Armstrong, Crist, Toole. Total 3.

The Speaker signed Senate Bill No. 37 in open session.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Higgins of Glacier in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 139 be amended in Section 1 by striking out in line 44, page 2, of the printed bill, after the word "use" the following: "provided taxes need not be paid on any motor vehicle until application for license is made or such motor vehicle is used on the highways of the state"; and be further amended by striking out the entire amendment by the Committee on Highways and Highway Transportation of February 11, 1953, which reads as follows: "Strike out in Section (5), line 45, page 2 of the printed bill the coma (,) following the word "state" and inserting the following words and figures "or until 12:00 o'clock M. of the first Monday of March or whichever is earlier."; and as so amended do pass.

That House Bill No. 188 do pass.

That House Bill No. 304 do pass.

That House Joint Memorial No. 7 be amended on line 62, page 3 of the printed House Joint Memorial by striking out the name and initial "George S." and inserting in lieu thereof the name, "Douglas"; and be further amended in line 3 of the title, page 1, of the printed House Joint Memorial by striking out the name and initial "George S." and inserting in lieu thereof the name, "Douglas"; and as so amended do pass.

HIGGINS, Chairman.

Report adopted.

A motion was made by O'Connor, duly seconded and carried, that the House reconsider its action in adopting the committee report.

A motion was then made by O'Connor, duly seconded and carried, that House Joint Memorial No. 7 be segregated from the report.

Whereupon the report of the Committee of the Whole was adopted as amended.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Saturday, February 14, 1953, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-FIRST LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 14, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Haines (Flathead), Mahoney, Rieder, Tange, Toole, all excused; and Crist, Hansen, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fortieth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 67, 224, 249, 275, and 276, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 139, 188, 190, 304.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Joint Memorial No. 6, respectfully report as follows: That House Joint Memorial No. 6 do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Bill No. 48, respectfully report as follows: That Senate Bill No. 48 be amended as follows: in Section 9, line 7, of the printed bill, after the word "punishment," the words "the action of" be deleted; in Section 9, line 7, of the printed bill, after the word "governor" shall be inserted the words, "shall be advised"; in Section 9, line 8, of the printed bill, the words "shall be approved" be deleted and the words "such action has been approved" shall be inserted; and as amended, be concurred in.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 175, respectfully report as follows: That House Bill No. 175 do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 232, respectfully report as follows: That House Bill No. 232 do not pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 250, respectfully report as follows: That House Bill No. 250 do not pass.

SAGUNSKY, Chairman.

A motion was made by Sagunsky, duly seconded, that the committee report be adopted. A substitute motion was made by McAndrews, duly seconded, that House Bill No. 250 be printed and placed on General Orders, which motion was lost by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Dempsey, Durkee, Dwyer, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hanson, Hess, Johnson (Silver Bow), MacDonald, McAndrews, Marsenich, Michels, Parker, Pfohl, Regan, Ringling, Schiltz, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Wood, Emmons. Total 33.

Noes: Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Corcoran, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Prairie), Hancock, Hawks, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Sagunsky, Sales, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 48.

Absent and not voting: Crist, Hansen, Loughran, Nixon, Sax. Total 5.

Excused: Armstrong, Clowes, Haines (Flathead), Hughes, Mahoney, Rieder, Tange, Toole. Total 8.

Whereupon the report of the Committee on Highways and Highway Transportation was adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 212, respectfully report as follows: That Senate Bill No. 212, be amended as follows: by striking out in lines eight and nine of the title of the bill the words and figures "thirty-five (35)" and inserting in lieu thereof the word and figures "thirty (30)"; and be further amended by striking out in line 29 the words and figures "thirty-five (35)" and inserting in lieu thereof the word and figures "thirty (30)"; and as amended, be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 207, respectfully report as follows: That House Bill No. 207 be amended as follows: by striking out in line 16 of the original bill the figures "29,675.00" and inserting in lieu thereof the figures "27,500.00"; and be further amended by striking out in line 19 of the original bill the figures "32,495.00" and inserting in lieu thereof the figures "27,500.00"; and as amended, do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 37, respectfully report as follows: That House Bill No. 37 be amended as follows: by striking out in lines 9 and 10 of page three the words and figures "Ten Thousand Dollars $10,000.00" and inserting in lieu thereof the words and figures "eight thousand five hundred dollars $8,500.00"; and be further amended by striking out in lines 11 and 12 of page three the words and figures "five hundred dollars $500.00" and inserting in lieu thereof the words and figures "one thousand dollars, $1,000.00"; and be further amended by striking out in lines 15 and

16 of page three the words and figures "fifteen thousand dollars, $15,000.00" and inserting in lieu thereof the words and figures "eight thousand dollars, $8,000.00"; and be further amended by striking out in lines 27 and 28 of page three the words and figures "ten thousand dollars, $10,000.00" and inserting in lieu thereof the words and figures "eight thousand five hundred dollars, $8,500.00"; and be further amended by striking out in lines 29 and 30 of page three the words and figures "five hundred dollars, $500.00" and inserting in lieu thereof the words and figures "one thousand dollars, $1,000.00"; and as amended, do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 351, respectfully report as follows: That House Bill No. 351 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 307, respectfully report as follows: That House Bill No. 307 do not pass.

TAYLOR, Chairman.

A motion was made by Taylor, duly seconded, that the committee report be adopted. A substitute motion was made by Emmons that House Bill No. 307 be printed and placed on General Orders, which motion was seconded and lost. Whereupon the report of the Committee on Appropriations was adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 344, respectfully report as follows: That House Bill No. 344 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 349, respectfully report as follows: That House Bill No. 349 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 348, respectfully report as follows: That House Bill No. 348 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 231, respectfully report as follows: That House Bill No. 231 be amended as follows: by striking the word and figure in line 14, page 1 of the original bill, "three (3)" and inserting in lieu thereof the word and figure "two (2)"; and by striking out in line 16, page 1 of the original bill, the word and figure "two (2)" and inserting in lieu thereof the word and figure "one (1)"; and as amended, be referred to Committee on Appropriations.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 209, respectfully report as follows: That House Bill No. 209 be amended in Section 1, page 1, lines 22 and 23 of the original bill by striking out the words "a judge of the District Court" and

inserting in lieu thereof the words "the County Attorney"; and further be amended in Section 1, page 1, lines 27 and 28 of the original bill by striking out the words and figures "sixty (60) days" and insert in lieu thereof the words and figures "twelve (12) months"; and in line 29 by striking out the words "sixty-day" and insert in lieu thereof the words "twelve month"; and as so amended, do pass.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 228, respectfully report as follows: That House Bill No. 228 do pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration House Bill No. 264, respectfully report as follows: That House Bill No. 264 do not pass but that

Substitute House Bill No. 264, A bill for an act entitled: "An act to amend Section 71-214, Revised Codes of Montana, 1947, relating to the County Welfare Board; providing that in certain instances an Indian shall be present at meetings of the County Welfare Board in an advisory capacity."; do pass.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had unnder consideration House Bill No. 187, respectfully report as follows: That House Bill No. 187 be referred to the Committee on Judiciary.

TAYLOR, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

February 13, 1953.

Hon. Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir: I have the honor to inform you that I have this day approved House Bill No. 75, introduced by Steel, Wetzsteon and Hilger; House Bill No. 94, introduced by Haines (Missoula) and Toole; House Bill No. 154, introduced by Committee on Fish and Game, and House Bill No. 164, introduced by McElwain and Armstrong (by request).

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

February 13, 1953

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 86 by Durkee et al.

House Bill No. 137 by Sagunsky et al.

House Bill No. 243 by Appropriations Committee.

House Bill No. 263 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 67 by Bovey et al.

Senate Bill No. 135 by Busch.

Senate Bill No. 157 by Worden et al.

Senate Bill No. 168 by Worden.

Senate Bill No. 172 by Wallace and Moss.

Senate Bill No. 176 by Mahoney.

Senate Bill No. 184 by Harken et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 54 by Judiciary Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that all Senate Bills be kept from the board on General Orders and Third Reading to and through the forty-seventh (47th) day of the session unless otherwise requested.

A motion was made by Taylor, duly seconded and carried, that the House reconsider its action in adopting an adverse committee report on House Bill No. 201.

A motion was made by Rimel, duly seconded and carried, that consideration of House Bill No. 146 on General Orders be passed for the day.

A motion was made by Graybill, duly seconded and carried, that consideration of House Bill No. 277 on General Orders be passed for the day.

A motion was made by Graybill, duly seconded and carried, that consideration of House Bill No. 163 on General Orders be passed until Monday.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

Substitute House Bill No. 264, introduced by Committee on Social Security: A bill for an act entitled: "An Act to Amend Section 71-214, Revised Codes of Montana, 1947, Relating to the County Welfare Board; Providing That in Certain Instances an Indian Shall be Present at Meetings of the County Welfare Board in an Advisory Capacity." Referred to Committee on Printing.

House Bill No. 361, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Operation, Maintenance and Other Purposes as Designated Herein, for Certain State Departments and Of icers for the Period Beginning July 1, 1953, and Ending June 30, 1955." Referred to Committee on Appropriations.

Senate Bill No. 67, introduced by Bovey, Spear, Donahoe, Brenner, Keller, Valiton, Mackay: A bill for an act entitled: "An Act Empowering the Fish and Game Commission of the State of Montana to Set Aside Deer Seasons Wherein Deer May be Hunted and Taken Only With Bow and Arrow; Providing for Regulations Relating Thereto; and Providing That Only the Owner of a Special Bow and Arrow License May Hunt or Take Deer During Such Seasons as Prescribed by Said Commission; Providing for a License Fee for Bow and Arrow Hunters; Providing That Bow and Arrow Hunters Not Killing Deer During Bow and Arrow Season May Procure a Regular Big Game License and Hunt During the Regular Deer Season." Referred to Committee on Fish and Game.

Senate Bill No. 135, introduced by Busch: A bill for an act entitled: "An Act to Amend Section 91-3108, of the Revised Codes of Montana of 1947, Relating to the Procedure Required to be Taken by an Executor, Administrator, or Any Person Interested in an Estate to Obtain an Order to Lease Realty Belonging to an Estate and Providing the Terms and Provisions of Such Lease or Leases." Referred to Committee on Judiciary.

Senate Bill No. 157, introduced by Worden, Tibbals, Larson: A bill for an act entitled: "An Act to Amend Section 71-412, Revised Codes of Montana, 1947, Providing for Recovery From Estates of Decedents Having Received Old Age Assistance Creating Disputable Presumption That All Transfers of Property by Recipients of Old Age Assistance Are Made to Defeat Purposes of This Section, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Social Security.

Senate Bill No. 168, introduced by Worden: A bill for an act entitled: "An Act to Amend Section 16-1018, Revised Codes of Montana, 1947, Relating to Insurance Upon County Buildings and Providing That the County Commissioners Shall Have Power to Use the Proceeds of Insurance Policies Paid Upon Losses for the Purpose of Replacement of Such Building or Buildings of a Similar Kind." Referred to Committee on Townships and Counties.

Senate Bill No. 172, introduced by Wallace and Moss: A bill for an act entitled: "An Act to Amend Section 87-148 of the Revised Codes of Montana, 1947, Relating to 'Definitions' Under the Unemployment Compensation Law of Montana and Defining Agricultural Labor and Farm." Referred to Committee on Workmen's Compensation.

Senate Bill No. 176, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 23-1307, Revised Codes of Montana, 1947, Relating to the Making and Swearing to Ballots by Electors, Before Whom Such Affidavits Can be Made and the Manner of Making the Same." Referred to Committee on Privileges and Elections.

Senate Bill No. 184, introduced by Harken, Valiton, Dokken, Anderson (Chouteau), Nesvig: A bill for an act entitled: "An Art to Provide for Appointment of an Interim Committee to Examine Into the Subject of Water Pollution in the State of Montana and to Report Thereon to the Next Legislative Assembly." Referred to Committee on Public Health, Morals and Safety.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

House Bill No. 139 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Corcoran, Fulton, Gebhardt, Goffena, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Michels, Nixon, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sales, Schiltz, Seifert, Smith, Sykes, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 50.

Noes: Cerovski, Durkee, Gershmel, Goodgame, Goodwin, Johnson (Silver Bow), MacDonald, McAndrews, Marsenich, Ringling, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Wood. Total 14.

Absent and not voting: Anderson, Crist, Dempsey, Dwyer, Emmons, Fry, Hansen, Hawks, Higgins, Loughran, McDonnell, McElwain, Norby, Omholt, Sagunsky, Sax, Sippel, Steel, Taylor. Total 19.

Excused: Armstrong, Bricker, Broeder, Clowes, Gleed, Haines (Flathead), Hughes, Mahoney, Rieder, Tange, Toole. Total 11.

House Bill No. 188 was passed by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Marsenich, Nixon, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Mr. Speaker. Total 60.

Noes: Arnold, Iten, Juedeman, Michels, Nybo, Omholt, Powell, Wetzsteon, Wood. Total 9.

Absent and not voting: Anderson, Crist, Dempsey, Dwyer, Emmons, Fry, Hancock, Hansen, Hawks, McElwain, Norby, Sagunsky, Sippel, Taylor. Total 14.

Excused: Armstrong, Bricker, Broeder, Clowes, Gleed, Haines (Flathead), Hughes, Mahoney, Rieder, Tange, Toole. Total 11.

House Bill No. 190 was passed by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Hanson, Hess, Higgins, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Nixon, Norby, Nybo, O'Connor, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 65.

Noes: Arnold, Gunderson, Hilger, Michels, Omholt, Parker. Total 6.

Absent and not voting: Anderson, Crist, Dempsey, Dwyer, Fry, Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hawks, Sagunsky, Sippel. Total 12.

Excused: Armstrong, Bricker, Broeder, Clowes, Gleed, Haines (Flathead), Hughes, Mahoney, Rieder, Tange, Toole. Total 11.

House Bill No. 304 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Steel, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Crist, Fry, Haines (Missoula), Hancock, Hansen, Hawks, Phillips, Powell, Sippel, Taylor. Total 10.

Excused: Armstrong, Bricker, Broeder, Clowes, Gleed, Haines (Flathead), Hughes, Mahoney, Rieder, Tange, Toole. Total 11.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF SELECT COMMITTEES

The following report was presented to the assembly by the Joint Investigating Committee to Investigate the Montana State Industrial School at Miles City. The report was adopted and the Speaker thanked the committee, which was not discharged.

February 14, 1953.

REPORT OF THE JOINT INVESTIGATING COMMITTEE TO INVESTIGATE THE MONTANA STATE INDUSTRIAL SCHOOL AT MILES CITY

To His Excellency, Governor J. Hugo Aronson, Governor of the State of Montana

To the Honorable President of the Senate, George M. Gosman
To the Honorable Speaker of the House of Representatives, Dean Chaffin

The Special Joint Investigating Committee to investigate conditions at the Montana State Industrial School at Miles City, as requested by the Senate on January 8, 1953, respectfully reports as follows:

REPORT ON MONTANA STATE INDUSTRIAL SCHOOL

Established and designated by the Laws of 1893 as a reform school to be located at or within three miles of Miles City, Montana, changed to Montana State Industrial School by the laws of 1915, the objects and purposes of the school are stated by law (Section 80-806, Revised Codes of Montana, 1947) as ". . . the keeping and reformatory training of all male youths between the ages of ten (10) and twenty-one (21) years who are

residents of the State of Montana and who have been regularly committed to said school by a duly authorized court."

INTRODUCTION

The training to be given inmates of the school is governed by Section 80-811, Revised Codes of Montana, 1947, which provides:

"All the branches taught in the public schools of the state shall be taught in the Industrial School and the inmates shall be taught and trained in morality, temperance and frugality, and they shall also be instructed in the different trades, vocations and callings, as far as possible within the scope of the institution."

The general supervision and control of the school is vested in the State Board of Education and in a Local Executive Board of three members, two of whom are appointed by the Governor, by and with the advice and consent of the State Board of Education, the third member being the president or superintendent of the Montana State Industrial School (Section 75-302, Revised Codes of Montana, 1947).

The Local Executive Board has power and authority in contracting current expenses and in auditing, paying and reporting bills for salaries, or other expenses incurred in connection with said school. The Board of Examiners may not limit the power of the Local Executive Board in making expenditures or contracts which do not in any single instance or for any single purpose exceed two hundred and fifty dollars. Additionally, the Local Executive Board has such immediate direction and control, other than financial, of the affairs of the institution as may be conferred on said Board by the State Board of Education, subject always to the supervision and control of the State Board of Education (Section 75-307, Revised Codes of Montana, 1947).

Under Section 80-810, Revised Codes of Montana, 1947, the Local Executive Board has the duty to investigate complaints against the director or other employee of the school, to investigate charges by the president against any inmate of the school, and under Section 80-812, Revised Codes of Montana, 1947, the Local Executive Board has power and authority under the direction and subject to the approval of the State Board of Prison Commissioners to regulate the workings of the school, and from time to time, as may be necessary, to erect buildings, make improvements, purchase machinery, tools and implements to be used in any of the trades taught in said school, and have general supervision and control of the institution and make such rules for its management and control as may be necessary, provided that no rule shall be in conflict with the provisions of the constitution or laws of the state, and provided further, that such buildings and improvements shall not exceed in cost the sums appropriated therefor.

The State Board of Education has authority to employ a president of the Montana State Industrial School who shall take charge of the school and who shall also have immediate control of said school. Other officers and teachers as may be necessary for the management of the school are to be appointed by the Local Executive Board (Section 80-808, Revised Codes of Montana, 1947).

The duties of the president of the Montana State Industrial School are stated by Section 80-809, Revised Codes of Montana, 1947, as the entire supervision of the school, subject, however, to control of the State Board of Education, attendance at all meetings of the Local Executive Board, and to confer with the State Board of Education.

BACKGROUND

The 32nd Session of the Montana Legislature appropriated for the Montana State Industrial School the sum of $197,133.00 for the first year of the ensuing biennium, $190,033.00 for the second year of the biennium, $140,000.00 for construction of a new cottage, and Post War Planning Funds amounting to $51,849.00. Notwithstanding the fact that this appropriation was the largest for many years, a deficit of $155,000.00 was reported to the 33rd Session of the Legislature. This fact, coupled with a high escape rate from the school, a ratio of 48 employees to 77 inmates, and an increase in per capita cost of daily operation from $1.28 in 1938 to $3.40 in 1950 to $10.16 in 1952, resulted in demands for a legislative investigation of the Montana State Industrial School.

A Joint Senate and House Committee, composed of three members of the House and three members of the Senate was duly appointed to make the investigation. This Committee spent six days at Miles City, the location of the Industrial School, in inspection and examination of the institution and in taking testimony. In addition, hearings were conducted for approximately five full days in Helena.

The Committee unanimously adopted these aims:

(a) To learn the present condition of the Industrial School.

(b) To determine whether the Industrial School is fulfilling its function.

(c) To accurately report the condition and functioning of the school.

(d) To make such recommendations as seem proper.

(e) To conduct the investigation on a non-partisan basis and in a manner calculated to disturb the operation of the institution as little as possible. In this connection, newspaper publicity was kept at a minimum and limited to the general rather than the specific.

Some urged and others feared that the Committee would re-try what is commonly called the "Horn Case," namely the State Board of Education investigation and dismissal of the Industrial School Superintendent, Carl Horn, in April 1951, in order to accomplish Horn's vindication and restoration to office. The Committee regarded this suggestion as being beyond its aims as stated above and insofar as possible testimony seeking to reopen the Horn Case was refused.

Notwithstanding, the Board of Education investigation of April 1951, continued to present itself to the Joint Committee, not in connection with the dismissal of Mr. Horn, but rather as marking the end of one era and the old philosophy of operation of the institution and the beginning of a new era with a new philosophy. Accordingly, the transcript of the Board of Education hearing at Miles City, Montana, in April, 1951, was read by the committee.

Unaware of the new philosophy, and new rules of evaluation, the Industrial School enjoyed a Golden Era through the A. C. Dorr administration, (1914 to 1940), during which it was efficiently and economically operated, the School Farm being not only extremely productive but also one of the show places of Eastern Montana. Although corporal punishment was occasionally used, both it and the discipline thereby supported were wisely and carefully administered.

With the passing of Mr. Dorr, due to inattention and neglect by the school management, by the State Board of Education, the Local Executive Board and the Legislature, there began a general deterioration in the physical plant and farm of the Industrial School. From its investigation in April 1951, the Board of Education and the Local Board, awaking from

untroubled slumber, discovered deterioration in administrative effectiveness and disciplinary procedures.

It is not for this committee to question or impeach the conclusions of the Board of Education from its April 1951 investigation. However, it can and should be said that the manner in which the investigation was conducted, the superintendent discharged and the entire operational philosophy changed overnight was ill-advised and resulted in a state of confusion from which the school has not yet recovered. The sensational press disclosures attending that investigation and the melodramatic destruction of two iron solitary confinement cells caused a psychological impact from which many of the participants are still suppering.

Thus began the "new era." And it is not surprising that the announced horror of the Board of Education and Local Executive Board in discovering at the school corporal punishment and two iron cells also had its psychological impact upon the inmates. The old order had changed, a new era had arrived. While the boys might not understand the new, they could understand the absence of the old. Observing the destruction of the two iron cells and hearing the pronouncements of the end of corporal punishment, the inmates exhibited their understanding by departure from the institution in numbers and almost at will.

Approximately eighteen months later new "detention facilities" were completed, as part of the $20,000 conversion of what had been the Music Building, namely three new cells of the built-in type, slightly larger than the old cells, each containing a cot and toilet bowl, but from the esthetic standpoint lacking the view to the out of doors afforded by the old cells. When two boys are confined in one of the new cells, as sometimes happens, one must sleep on the floor, a criticism lodged against the old cells.

EMPLOYMENT OF PRESENT ADMINISTRATION

After a temporary administration from April 1951, to the first part of November 1951, the State Board of Education, after careful search and consideration, and with the best interests of the State of Montana and the Industrial School at heart, selected Mr. Casper Wolhowe as superintendent of the institution. Mr. Wolhowe came to Montana with good recommendations and with the following background of education and experience. He was graduated from Velva, North Dakota Agricultural High School in 1926, from Luther College, Decorah, Iowa in 1933, and the University of Chicago with a Master's Degree in 1941. From 1941 to 1948 Mr. Wolhowe served as director of North Dakota child welfare and crippled childrens' programs except for three years military service as a gunnery officer on troop ships and also as Civil Readjustment Officer, Personnel Separation Center, Bremerton, Washington. From 1948 to November, 1951, Mr. Wolhowe served as Clinic Director and later as Clinic Director and Assistant Superintendent of the State Training School for Boys, St. Charles, Illinois.

Mr. Morris B. Thomte, assistant superintendent of the Montana State Industrial School, was graduated from the University of North Dakota, having majored in psychology and social work, from the University of Chicago with a Master's Degree in Social Service Administration; by way of further study, Mr. Thomte attended two years of weekly staff conferences and case consultation at the University of Colorado Medical Center and a seminar at the University of Pittsburg on "The Social Worker as Consultant." Mr. Thomte has had three and one-half years experience as a child welfare worker among Indians, two years as a case worker and two years as chief of case work section in neuropsychiatric hospitals, and almost three years as director of mental health clinic, Public Health Department, Greeley, Colorado.

The Industrial School staff boasts many college graduates, including those in the educational department, and two graduates of the agricultural school at Montana State College who supervise farming operations.

FINDINGS

In any consideration and appraisal of the Montana State Industrial School an understanding of the basic theory of operation is essential. From and after April 1951, the school has followed the modern doctrine that rehabilitation of youths who have committed delinquent acts cannot be achieved in an atmosphere of what is called "institutional conformity" produced through "external discipline" or "external means of control." An exponent of this new philosophy initially defines "external discipline" as being synonymous with corporal punishment and in making the definition accentuates the abuses of corporal punishment. However, when closely pressed, the exponent admits that "external discipline" is any form of punishment which is likely to cause bitterness and resentment in the recipient. For example, work details should not be used as punishment because the boy being punished would then resent work, whereas, to further rehabilitation, work should be something good, attractive.

"Institutional Conformity" is regularity of appearance of grounds, buildings and farm, and uniformity of behavior of the inmates. Institutional conformity is regarded by the advocates of the new philosophy as bad, if it results from external discipline; as good, if it results from internal discipline.

The present school administration is imbued with the spirit of this new philosophy. They have a full understanding of the doctrine. The inmates do not. Whether or not it results from the new theory, there is an absolute lack of direction at the Montana State Industrial School, affecting almost every part of the institution.

The first impression gained by a visitor to the institution is the littered, untidy appearance of the grounds, the buildings, and the lack of neatness and cleanliness in the inmates themselves. The Committee visited every single building at the institution, and only three of these measured up to any standard of cleanliness and neatness, namely, Cottage C and the auto and carpentry shops.

The rest of the cottages in which the boys reside needed cleaning, painting, and general upkeep, things which could be accomplished by the boys working under the supervision and direction of the staff at the school. The cottage parents in Cottage C, that being the only cottage which had any appearance of neatness and cleanliness, were asked who had painted a newly finished wall, and they replied that they and the boys in the cottage had done the painting themselves. It was observed by the committee that the boys residing in Cottage C were themselves much neater in appearance than those residing in the other cottages, that their attitude was friendlier and more respectful.

Many of the inmates badly needed hair cuts and it was apparent that even a simple operation of that kind lacked direction. The examination of the school by the committee and the testimony received by it disclosed that the inmates are not furnished with lock boxes or compartments for the storage of clothing and other personal belongings, with the result that there is petty thievery in constant process, so that a boy rarely wears his own clothing or shoes.

The lack of direction affects the discipline maintained at the school and many staff members, having served six months or more under the new administration, terminated their employment because they could not accomplish their jobs without some semblance of discipline. For this reason, the institution lost its school principal, its coach and an excellent instructor in carpentry.

In addition to preventing effective instruction in regular school work, and also in the vocational training, the lack of discipline has resulted in a disrespectful attitude toward staff members. Several of the women employees complained of excessive and abusive use of profanity toward them.

The complaints by staff members and parents as to lack of discipline and lack of organization at the institution have not been squarely met by the present administration.

The new philosophy of operation prevents the use of any punishment which would cause resentment and build up a resistance in the inmates to treatment and therefore, very little punishment is used. For even serious infractions of what school rules exist, the primary punishment is the loss of privilege of attendance at movies for a night or two. This withdrawal of privilege meets with contempt from the inmates because there is so little discipline maintained at the movies that many prefer not to attend.

One of the major offenses at the institution is running away. Escapees returned to the school are placed in Detention Cottage A, the remodeled structure that formerly served as the Music Building. From one to five or six days, the escapee may be put in solitary confinement in one of the three isolation cells where he is visited daily by either the superintendent or assistant superintendent. While in solitary confinement, the inmate is given three full meals a day and not deprived of reading material.

After the confinement in the cells, the escapee is limited to general living in Detention Cottage A, regarded by the inmates as a fairly pleasant existence. Its occupants are limited to ten, so that there is considerably more room per occupant than exists in the other cottages; this cottage has just been remodeled; full meals are served individually at tables for four; work in the laundry, which is used as a security detail is considered as more satisfactory than most of the school details, particularly in the winter months.

One youngster who was confined in the Detention Cottage A volunteered: "I like it in here because the other guys don't beat me up." It does not take a psychologist of unusual ability to determine that the inmates do not regard the Detention Cottage as punishment.

One of the worst effects of the lack of discipline is that the inmates are not protected from each other. Into the vacuum left by lack of administrative discipline has marched gang discipline. While the committee advisably made no effort to swear and examine the inmates, feeling that the effect would harm the school, enough evidence was received to warrant the conclusion that both gang rule and sexual perversion do exist and that the present administration has not taken adequate steps either to investigate these matters or to bring about their discontinuance.

The committee determined, and the present school administration admits, that the judiciary of Montana lack confidence in the institution to such an extent that they confine a boy who has committed delinquent acts to the Montana State Industrial School only as a last resort. District judges, rather than sentencing delinquents to the Industrial School, have utilized their probation powers and the services of the local probation officers to the highest extent. This loss of confidence in the institution has resulted primarily from two sources: (a) the unusually high escape rate, and (b) reports returning to the judiciary of lack of discipline at the institution.

Certain delinquents are regarded by the judiciary and by the residents of a community as being harmful, if not dangerous, to society and both the judiciary and the community are bound to be displeased if a delinquent of that type is either permitted to escape or is prematurely paroled. These problems exist and have neither been appreciated nor met by the present administration and had the superintendent spent as much time working with the district judges and the local probation officers throughout Montana as he has in addressing service and women's clubs, he might have a better understanding of what the communities expect and the communities in turn might have a better understanding of what the institution is trying to do.

The present administration has been handicapped by the factional dispute at Miles City which originated with the State Board of Education hearing and discharge of Mr. Horn in April of 1951. The present administration has tried sincerely to solve this factional conflict. Its efforts have not been successful. The community of Miles City would have a better understanding of the school if it were more adequately protected from the many crimes committed by escapees. As an example of what disturbs the residents of Miles City, of the 22 car thefts which took place in Miles City during 1952, 21 of these thefts were proved to have been committed by escapees from the Industrial School. This same picture, in decreasing ratios, applies to other crimes occurring in Miles City during 1952.

There is confusion in Montana as to just what type of institution is being conducted at Miles City. Because of reluctance on the part of Montana district judges to commit boys to the Montana Industrial School, the school no longer operates as merely a correctional institution for youngsters who have, due to mental confusion, committed delinquent acts. It is fulfilling that role to a limited extent and in addition it has become a place for the confident young men who had had a rather long history of delinquency culminating in the commission of one or more serious crimes, in other words the more incorrigible type of delinquent. In many states there are two institutions, one to care for each type of delinquent. Because of its lack of population, Montana cannot support both types and the Montana State Industrial School must necessarily serve in this dual capacity.

This requires segregation of the two types and, although further facilities would be desirable for the handling of the more incorrigible types, the administration has failed to make such segregation as is possible with existing facilities. Once this segregation is made, the more incorrigible type of delinquent could be more securely confined and could not take advantage of the permissive type of discipline under which the school now operates. The present superintendent has led many to believe, including members of the legislative appropriation subcommittee working on the budget for the Industrial School, that lack of facilities and lack of adequate staff have prevented successful operation of the school. In other words, if the State of Montana will give the present superintendent all that he asks in the way of buildings, equipment and operating capital, he will be able to operate a satisfactory institution. Experience teaches us that in government, in business, and in fact in life itself, we never have all of the plant and working tools which we might desire and yet we must do the best job possible with the facilities at hand. This same doctrine applies to the Industrial School and neither the State of Montana nor the superintendent of that school can wait for the millenium before beginning to effectively operate the institution.

The escape rate from the school since April 1951, has increased 10 to 12 times. In other words, almost as many inmates have escaped per month since April 1951 as escaped per year prior to that date. Completion of detention facilities, including the three solitary confinement cells, in November, 1952, alleviated the escape problem somewhat. However, in the 30 days that have passed since commencement of this investigation, 15 boys have escaped, according to information reaching the committee.

There is no definite parole program in effect at the Industrial School. Neither the inmates nor their parents have any idea at the time of commitment, or at any time thereafter, of when release or parole may be anticipated. There is no goal toward which the inmate may work through good behavior, no merit system for inmates which would, as a penalty for misbehavior, delay the date of parole, and accelerate the parole date for good behavior.

Although both the superintendent and the assistant superintendent are trained in counseling and casework, they devote practically none of their time to those activities. The principal effort in that field is by the psychi-

atric social workers of the Mental Hygiene Clinic stationed in Billings who make weekly visits to the school. Not all of the inmates have had psychiatric examination and few receive treatment. Commendable religious counseling is furnished by various church representatives. The school files show no evidence of counseling or casework by other agencies.

No system has been instituted for acknowledging receipt of mail and packages from parents and friends of the inmates. Although the inmates are encouraged to write to their homes, actual compliance is not required. Letters from parents and also judges to the institution have not been answered and parents, not having heard from their sons nor having a reply to written inquiry, have been forced to telephone the school for information.

While looking through one of the cottages, an example of supervisory failure occurred before two of the committee members. The assistant superintendent asked the cottage father how the laundry service was doing and if he had enough pajamas for all the boys. To the complete surprise of the assistant superintendent, the answer was that they do not use pajamas there anymore, have not done so for several months, as the boys would tear them up and could not be restrained from doing so.

In this same cottage, bolts had been removed from most of the beds so that they were rickety and shaky. The house father stated that the boys would take the bolts out again as fast as the beds were repaired. He was not overly concerned regarding the situation, and was doing nothing to correct or prevent it.

KITCHEN

Serving meals in a central dining room in place of the former practice of eating in the separate cottages is a marked improvement, and should be continued. The committee arrived unannounced for breakfast the first day at the school, and found the kitchen organization functioning in an orderly fashion, with the quality and quantity of the food satisfactory. Recognizing use of an old carpentry shop converted into a central dining area, the committee realized the limitations in making it more attractive. It was observed, however, that more rigid supervision over the cleanliness of the interior is necessary, both from the sanitary standpoint and as a morale factor. There is no regular health or medical inspection of the food handlers.

EDUCATION

In determining the general quality and efficiency of the grade and high school classes taught at the Industrial School, the committee must of necessity rely on the accreditation reports of the Office of Public Instruction, and the recommendations of the State High School Supervisor. However, it is readily apparent even to the casual observer that the success or failure of the classroom program is dependent upon the attitude and morale of the entire institution.

The compulsory school laws of the state are followed in determining if a boy shall attend school or not. Attendance figures are low at present due to the relatively low population (76) of the school. There are 48 boys enrolled in school, the balance being assigned to the work program.

Including the principal, and the athletic director, the school employs five full-time teachers plus one part-time music instructor. Their salaries are slightly below the state average.

If the population of the Institution should increase considerably, the need for additional classroom space would become acute. The immediate need, however, is for modern text and library books, science and laboratory equipment. These items are included in the budget requests now before the Appropriations Committee.

The physical appearance of the school building is only fair, with the exception of one classroom, where the industry of the teacher, coupled

with the assistance of the boys, had made her room a shining model of what the remainder of the school building could and should be. It seemed to the committee that work details composed of the boys themselves could be used here as elsewhere in the Institution, to give the building a good house cleaning, and maintain it in a much higher state of orderliness and repair.

VOCATIONAL TRAINING

The class program schedule lists the following given as credit courses in vocational areas: Auto, Shop, Dairy, Farm, Carpenter Shop, Home Economics, and Cooking. The last two mentioned, Home Ec. and Cooking, are not being conducted as credit classes at present, though a few of the boys working in the kitchen are receiving some practical training under the cook's supervision. Inspection of the remainder of the Vocational Training program revealed very little being accomplished, though for the most part, facilities and equipment are adequate. There seemed to be a lack of direction and purpose in this department, which should be the busiest and most enterprising of the entire institution.

The Auto Shop, well equipped and supplied, had a few projects underway, and seemed to be under able managment. Unquestionably, this is the high spot in the vocational training area, but even here, the committee feels that much more could be done in laying out work for the boys and keeping them occupied with it.

More attention should be given to the long established and proven principles of teaching by explanation, demonstration and application, whereby the class work instruction can be completely tied in with the practical work.

In spite of the full line of hand tools and power equipment, the visible accomplishment in the Carpentry Shop was almost nil, with no evidence of any individual or group activity, or, for that matter, any instruction.

At various times, groups of boys under supervision, have contributed to the upkeep of the physical plant. Repair and maintenance has been used to some extent as practical vocational training. As examples, the boys have assisted in rewiring the dairy barn; poured a concrete base for the new smokestack; built a brick pump house; and constructed a small addition to one of the cottages. These projects are commendable but are only a fraction of what could be done in this line, with small cost to the State, and enormous value to the boys. The task of repairing and maintaining all parts of the physical plant by this means would seem a great challenge to an administrator who wanted to prove the therapeutic value of constructive work as a primary means of rehabilitation.

Mention is made on page 4, Biennial Report of the Local Executive Board of the Montana State Industrial School for the period July 1, 1950 to June 30, 1952, of several other areas of vocational training not necessarily courses for credit. Undoubtedly, some of those listed do exist to a limited degree, but some of those listed, the Committee found, nonexistent. For instance, no canning of garden produce is being done at present. The school possesses a canning unit, which, though not modern, nor fully equipped, could be put in operation to do the job satisfactorily. However, the present administration has discontinued its use, stored it outside by the meathouse, and this year had a local locker plant quick-freeze and place in storage any produce the school could not immediately consume.

With reference to laundering as vocational training, it is true that complete laundry service is provided by boys working under supervision, but it should also be pointed out that the laundry detail is not a class in the normal sense of the word, but is used exclusively as a punishment, or "security" detail.

In short, the department of vocational training, which holds unlimited possibilities for rehabilitation and adjustment, is not doing the job, and stands as a glaring weakness of the present school administration.

There is an implication that vocational training has never been well developed at the institution and the present superintendent expounds upon his inspiration for increasing the range of vocational training. The fact is that in recent years the institution has abandoned the following programs: cannery, shoe repair, tailor shop, weaving, printing and leathercraft.

Included in the vocational course are Farm and Dairy classes. The committee saw none of the actual class-room work but did inspect thoroughly all other phases of the Farm and Dairy program. Since most of this vocational work is closely allied to the actual Dairying and Farming, it will be discussed further, under the next section.

FARM AND DAIRY OPERATION

A detailed description of the farm and dairy can be obtained by referring to pages 2 and 3 of the above mentioned Biennial Report. The Staff which has direct operational responsibility consists of a farm supervisor, a dairy supervisor, both graduates of Montana State College in agriculture and animal husbandry, four other full time employees. Boys confined at the school provide the balance of the labor needed in the different farm and dairy activities. Through a very satisfactory lease arrangement, an almost complete line of modern farm machinery is made available.

Through a period of years the farm's 375 irrigable acres and the corresponding productivity have deteriorated until finally the farm showed a net operating loss in the fiscal year 1951-52. As an example of the inefficiency of the farm, $21,000.00 of feed including hay and concentrates was purchased in 1951. In all fairness, the committee wishes to point out that the present farm and dairy supervisors have been at the school since July, 1951, and June, 1951, respectively, and inherited a definitely disorganized and non-productive operation. Several witnesses have stated that the farm program is on the upgrade, yet granting that this is so, the committee still feels that more progress should have been made in this direction.

No definite, concrete farm plan designed to restore the farm and garden to a self-sufficient, productive unit has been established. The committee was told of vague, sketchy, plans which had been contemplated, or which were going to be worked out some day, but we received no evidence to show that such a plan is in existence. It was claimed a huge investment in land leveling, fertilizing and drainage is necessary before the farm can show good production. Successful neighboring farmers testified that improved farming practices, a modest investment, and greater effort on the part of farm personnel would bring forth the desired results. The present superintendent himself admitted that the farm could be made self-sufficient at no great expense.

The present organization plan pointing out areas of authority for the farm and dairy supervisors must be as confusing to them as it is to the committee. Their responsibilities have only been indicated to them, and one does not have supervision over the other.

An interesting inconsistency in bookkeeping came to light in the purchase of two bulls from Missouri for the beef herd in 1952. The State Controller informed the committee that the Board of Examiners had processed a claim May 28, 1952 for $1,800.00 for the purchase of three bulls. On inspection of the herd, at Miles City, and examination of the bills of sale and receipts, it was disclosed that only two animals were purchased, the cost still being $1,800.00. Further check of the matter in the Controller's office showed that a correct claim had been filed, namely two bulls, $1,800.00. The Miles City Range Livestock Experiment Station sold proven indexed sires the same spring for $600.00.

GARDEN

In order to show the undeniably poor condition of the garden it is only necessary to recite some of the production figures, which the committee has received in evidence:

Fiscal Year	Item	Amount
1948-49	garden produce raised	$5,060.00
1949-50	" " "	9,309.91
1950-51	" " "	5,063.55
1951-52	" " "	902.26
July 1952-Dec. 1952	" "	1,035.00

The figures given speak for themselves as far as the garden is concerned. Moving the garden site last year into a new location where the land needs leveling and has quite high alkaline content has contributed to its non-productiveness. The neighboring land on adjoining farms maintains a relatively high production level, so there is no reason to assume that the garden at the Industrial School could not do the same.

To continue, in the fiscal year, 1950-1951, the farm maintained a chicken flock of 908 birds which produced 2,891 dozen eggs at a market value of $1,879.15. Contrast this with the fiscal year 1951-1952 where a flock of 1,305 birds produced a grand total of 396 dozen eggs, at market of $198.00. These figures are not compatible with production records of any other poultry unit of similar size and type. No production record was kept of July 1952 to December 1952.

BEEF HERD

At present the beef herd inventory is about 55 Hereford cows, 50 yearlings, and 45 calves, two registered bulls. Since the school has lost the lease on 20,000 acres of Government grazing land north of Terry, the herd is confined to only two and one-quarter sections of pasture, with estimated carrying capacity of 12 to 15 head per section. The problem has been apparent for some time, and admittedly discussed by the administration, and staff members, but no conclusion has been reached, nor an attempt made to alleviate the situation.

DAIRY HERD

At the time of the committee's visit to the Industrial School, twenty-six of the sixty registered Holstein cows were being milked. The sanitary conditions in the dairy barn appear to be good, but the same cannot be said of the care given to the milk cows themselves. Lack of proper attention to the problem of manure disposal in the loafing pens almost complete lack of straw for bedding have created a situation exactly the opposite of what one would find in any well managed dairy. There was no attempt at cleaning out these corrals and loafing pens in spite of the mild winter, an ample supply of labor, available supervision and power equipment. This example of Dairy Management has caused the committee to view with considerable doubt the effectiveness of the vocational courses offered dealing with this subject.

Four milking machines are used, with the boys getting practical milking experience only by stripping after the machine. A small crew of boys not enrolled in the academic department handles the milking and keeps the barn clean. Those boys taking the classroom course in dairy management act as a relief shift for the regular dairy boys.

ATHLETICS AND RECREATION

A full time recreation director is employed to handle the physical education program, sports and recreational activity. Testimony received states there is not nearly as much of an athletic program as desired,

but an enlargement of recreational activities. During the spring of 1952, no baseball program was organized due to the lack of a director. The present baseball field was plowed last fall with the view in mind of fertilizing it, hauling in black dirt, and generally improving it as a ball diamond. Plans are to plant it this spring and have it ready for use the season of 1954. It was pointed out to the committee that a field behind the gym would serve in the meantime. There was one track meet, held on Memorial Day, 1952.

The school fielded its football team in District 4, Class C competition as always, last fall, and currently enters its basketball team in the same league. The committee witnessed the basketball team in a regularly scheduled conference game. In addition the information before the committee shows an intramural basketball league, a boxing team, and swimming as a recreation.

The present equipment shortage in the athletic department is due primarily to the wanton destruction by the inmates of approximately $3,000.00 worth of athletic gear during the winter of 1951-52. Locker room storage cupboards which previously had never been bothered, were broken into. The equipment was then moved to the gym office. Shortly thereafter, a group of boys smashed in the door and ransacked the room. Later on the gym itself suffered when, during a window breaking epidemic about 23 windows were broken. As punishment for the window breaking, a whole cottage was restricted from one movie; restricted from one gym period; and cost of repairs were assessed the boys who did the damage.

Boy Scout program which in former years was conducted with marked success at the school is completely abandoned. Lack of a leader to push the organization is said to be the main problem, although the former scout-master is still employed at the school as a house parent, and it would seem only a matter of administration to lighten his schedule in some other respect so that he could direct this worthwhile activity.

From all indications, the weak point in the recreational program lies in the cottage life of the boys and little evidence was presented to show that any of the forms of recreation listed on page 4 of the Biennial Report 1951-1952 are actually carried out. An attempt has been made to encourage a few hobbies, but the efforts have been sporadic, have lacked direction, and little has been accomplished.

The therapeutic value of music cannot be denied. At one time the Industrial School had a highly developed music program which included individual instruction, practice hours, band, western group, choir and radio work. Public appearances were made by the various music groups in Miles City and other neighboring towns, thus giving pleasure to both the public and the inmates. This activity, terminated shortly after April 1951, has not been entirely restored. A part time music instructor teaches three nights a week and his effort to produce a twenty piece band has not yet succeeded. There is no choir, no western group, no radio work.

CONCLUSIONS

With respect to discipline and its place in management of the institution, no member of the committee suggests or recommends the use of excessive forms of corporal punishment. There is no place in any state correctional or penal institution for brutality, much less the Montana State Industrial School. In fact, complete absence of corporal punishment would be a desirable goal. This should not, however, be construed as absence of punishment or of discipline, both of which are essential. If the pendulum of operation of the institution once stood at physical brutality, it has now swung to the opposite end of the arc.

Having read many of the modern texts on the operation of institutions similar to the Montana State Industrial School, the committee feels

that the new philosophy should not be repudiated. It has been suggested to the committee that the institution needs rigid army discipline. This is not true; the new theory with its psychiatric treatment must be utilized for the value that is in it. However, this new doctrine cannot be made the dominating influence at the school and above and beyond it there must be efficient management and basic discipline. It should be obvious even to the devotees of this new approach to rehabilitation that, in order for the juvenile delinquent to profit from psychiatric treatment and social case work, he must be an inmate and not an escapee.

From its investigation, the committee feels that the superintendent and assistant superintendent, notwithstanding their qualifications in other fields, have little executive or administrative ability. This conclusion is supported by inspection of the institution and by the testimony received.

Typical of the lack of executive ability is the table of organization issued by the superintendent during the month of February, 1952, and introduced as exhibit E. Also typical is the failure of the superintendent to promulgate and deliver to his staff and to the inmates rules and regulations for the management and operation of the institution, standards of discipline for conduct of the inmates, or to do any long range planning with respect to the institution's development.

Both the superintendent and the assistant superintendent are trained and experienced in welfare case work. However, due to the many responsibilities of administration, they have had practically no time to devote to actual treatment of inmates. In other words, the State of Montana has not benefited from the services which these two men are qualified by reason of training to render.

The Industrial School needs a superintendent who possesses executive ability. Training and experience in child welfare theory and practice will not entirely fulfill this need. While the superintendent should possess an understanding of boys and should not be inimical to the new doctrine for treatment of delinquents, he should above all be able to successfully manage the various subdivisions of the school: rehabilitation, education, vocational training, business, farming and plant maintenance.

The present ills of the school can be solved by neither legislative appropriations and new buildings, nor by speeches to service clubs and women's groups. Ordinary cleanliness, neatness, order, efficiency in operation, staff and inmate morale are administrative problems. Certainly the legislature cannot be expected to make increased appropriations until these problems are met through competent management.

The school has other needs. A building should be constructed as soon as possible to connect with the present kitchen, containing mess hall and offices on the ground floor, offices and employees quarters on the second floor but without basement. (The high water table and alkilinity of the soil in Miles City makes basements impractical.) The appropriation for the ensuing biennium should include salary for night surveillance of those dormitories presenting problems of mob rule and sexual perversion.

Has the present superintendent had a fair chance? Perhaps not to fully prove the value of internal over external discipline, but certainly he has had in one year and three months ample opportunity to show his ability to manage, to establish cleanliness, order and a basic discipline in the school. He cannot be fairly criticized for failure in the field of rehabilitation but he can be criticized for the appearance of the boys and the school, for the lack of discipline, for the lact of management.

Nothing contained in this report should be construed as a suggestion for re-employment of Mr. Carl Horn. As noted above, the committee made no effort to re-try the Horn case or to impeach the conclusions of the State Board of Education from its April 1951 hearing.

RECOMMENDATIONS

1. There should be discipline sufficient to produce cleanliness and neatness of the inmates, and a respect by the inmates both toward the staff and toward each other.

2. All buildings should be constantly maintained in a clean and orderly condition.

3. The Farm and Institution grounds should be put in order, using inmate labor, with particular emphasis on the following:

(a) cleaning of corrals, pens and barns,

(b) eliminating trash around and in buildings,

(c) repairing fences,

(d) eventual cleaning and consolidation of dump grounds.

4. The beef herd should be eliminated, either by transfer to other institutions or through sale. Heifers, steers and dry cows from the dairy herd can be finished as beef.

5. Vocational training should be placed on a sound, practical basis, with the resumption of the vocational courses previously abandoned. Hand milking is vocational training and should be reinstituted.

6. The Local Executive Board should include two successful local farmers experienced in irrigated farming.

7. The keeping of proper farm records.

8. Proper steps should be taken to return the Industrial School Farm to its former producitivity, including land leveling, crop rotation, approved irrigation methods and drainage.

9. Personnel should be selected with care, upon the basis of good moral character, qualifications for the specific position and geniune interest in boys.

10. There should be a definite plan and program for repair, maintenance, and improvement of the physical plant, including such items as plumbing, heating, wiring, and the location of future buildings.

11. Construction of a new two story building on the site of the old Cottage "A" to provide dining hall, administrative offices, reception room for parents and employees' quarters, with no basement or bowling alley as shown on architect's plan.

12. Connection of the Industrial School with the municipal water system of Miles City, Montana, should be considered.

13. The superintendent should carefully investigate mob rule and sexual perversion reported at the institution and should take proper steps to eliminate these conditions, including segregation and such night surveillance as may be necessary.

14. Semi-annual visits should be made to the Industrial School by the State Board of Education or a designated subcommittee. There should be thorough examinations and not "conducted tours." The Local Executive Board should visit the school frequently enough to be constantly aware of its conditions and problems.

15. A workable table of organization carefully delegating areas of authority and responsibility should be adopted. All farm and dairy operations should be placed under one head.

16. For the best interests of the Industrial School, the committee recommends the selection of a new superintendent.

Respectfully submitted,

Senate Committee:

CHARLES H. MAHONEY
WILLIAM R. MACKAY
WEBSTER KELLER

House Committee:

CLYDE L. HAWKS
JACK W. RIMEL
FRED BARRETT

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration House Bill No. 179, respectfully report as follows: That House Bill No. 179 do not pass, but that

Substitute House Bill No. 179 entitled: A bill for an act entitled: "An Act to amend Sections 93-9902, 93-9903, 93-9908, 93-9911, 93-9912, 93-9915 and 93-9920 of the Revised Codes of Montana of 1947, all relating to the right of eminent domain, and to enact other provisions relating thereto, said amendments and additional enactments relating to and providing for the condemnation of sands, strata and formations in land for use as underground gas storage reservoirs and other property for use in connection therewith," be printed and placed on General Orders.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration House Bill No. 278, respectfully report as follows: That House Bill No. 278 be amended as follows:

amend Section 1, Sub-section (3), page 3 of the original bill, in line 1 after the word "stream" by inserting the words "when so released from storage;"

further amend Section 1, Sub-section (3), page 3, in line 2 by striking the words "a continuous" and inserting in lieu thereof the words "the natural";

and amend Section 2, in line 24 of the same bill after the word and figures "Sections 93-6205" by deleting the word and figures "to 93-6208 inclusive" and inserting in lieu thereof the following words and figures: "93-6207, 93-6208 and Section 93-6206";

and as amended, recommend that same do pass.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration Senate Bill No. 131, respectfully report as follows: That Senate Bill No. 131 be concurred in.

SEIFERT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 347, respectfully report as follows: That House Bill No. 347 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 332, respectfully report as follows: That House Bill No. 332 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 183, respectfully report as follows: That House Bill No. 183 do not pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration House Bill No. 313, respectfully report as follows: That House Bill No. 313 do not pass.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Joint Resolution No. 4, respectfully report as follows: That House Joint Resolution No. 4 be submitted without recommendation.

WILSON, Chairman.

Wilson moved the adoption of the committee report, duly seconded. A substitute motion was made by Sykes, duly seconded, that House Joint Resolution No. 4 be printed and placed on General Orders, which motion was lost.

A substitute motion was then made by McElwain, duly seconded and carried, that further consideration of House Joint Resolution No. 4 be indefinitely postponed.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 124, respectfully report as follows: That House Bill No. 124 do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 185, respectfully report as follows: That House Bill No. 185 do not pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 311, respectfully report as follows: That House Bill No. 311 do not pass.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration House Bill No. 343, respectfully report as follows: That House Bill No. 343 do pass.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 182, respectfully report as follows: That House Bill No. 182 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 360, respectfully report as follows: That House Bill No. 360 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 126, respectfully report as follows: That House Bill No. 126 do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 324, respectfully report as follows: That House Bill No. 324 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 288, respectfully report as follows: That House Bill No. 288 do pass.

REED, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

February 14, 1953

Hon. Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir: I have the honor to inform you that I have this day approved House Bill No. 109, introduced by Toole, Rimel, Reed, Haines (Missoula), Broeder and Nybo.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGE FROM SENATE

February 14, 1953

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for nonconcurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 46 by Cerovski, Michels, Goffena.

House Bill No. 296 by Reed, Arnold.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, House Bill No. 362 having been introduced through unanimous consent to suspend the rules:

Substitute House Bill No. 179, introduced by Committee on Oil and Gas: A bill for an act entitled: "An Act to Amend Sections 93-9902, 93-9903, 93-9908, 93-9911, 93-9912, 93-9915 and 93-9920 of the Revised Codes of Montana of 1947, All Relating to the Right of Eminent Domain, and to Enact Other Provisions Relating Thereto, Said Amendments and Additional

Enactments Relating to and Providing for the Condemnation of Sands, Strata and Formations in Land for Use As Underground Gas Storage Reservoirs and Other Property for Use in Connection Therewith." Referred to Committee on Printing.

House Bill No. 362, introduced by McElwain: A bill for an act entitled: "An Act Authorizing the State Board of Examiners to Enter Into Leases and/or Leases With the Option of Purchase, Lands for the Use of the Montana State Hospital, the Montana State Sanitarium, the Montana State Industrial School, and the State Penitentiary at Deer Lodge, for the Production of Crops and Livestock, Upon Such Terms and Conditions as Such Board Determines to be for the Best Interest of the State: Repealing All Acts or Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 86, 129, 137, 243, and 263.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 86 introduced by me and find the same to be correct.

DURKEE

I have examined House Bill No. 129 introduced by me and find the same to be correct.

SAGUNSKY

I have examined House Bill No. 137 introduced by me and find the same to be correct.

SAGUNSKY

I have examined House Bill No. 243 introduced by me and find the same to be correct.

TAYLOR

I have examined House Bill No. 263 introduced by me and find the same to be correct.

TAYLOR

The Speaker signed the following in open session: Senate Bills Nos. 39, 77, 33, Senate Joint Memorial No. 6, and House Bills Nos. 86, 243, 263, 129, 137.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

McElwain in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Substitute House Bill No. 114 do pass.

That House Bill No. 62 do pass.

That House Bill No. 102 do pass.

That House Bill No. 166 do pass.

That House Bill No. 173 do pass.

That House Bill No. 198 do pass.

That House Bill No. 202 do pass.

That House Bill No. 223 do pass.

That House Bill No. 234 do pass.

That House Bill No. 248 do pass.

That consideration of House Bill No. 328 be passed for the day.

That House Bill No. 266 do pass.

That House Bill No. 273 do pass.

That House Bill No. 292 do pass.

That House Bill No. 320 do pass.

That House Bill No. 322 do pass.

That House Bill No. 323 do pass.

That House Bill No. 212 be amended on line 13a, Section 1 of the printed bill by inserting between the words "the" and "portion," the word "unexpended" and by further amending, beginning on line 19, by striking out the comma and the following words: "if the said approved funds or drawbacks are payable by reason of any purchase of gasoline except for the operation of aircraft, and from the state aviation fund, if the purchase of gasoline for which the approved refund or drawback is claimed, was for the operation of aircraft," and as so amended do pass.

That House Joint Memorial No. 7 do pass.

That House Joint Memorial No. 5 do pass.

That Senate Amendments to House Bill No. 54 be concurred in.

McELWAIN, Chairman.

A motion was made by McElwain, duly seconded and carried, that the report be adopted. A substitute motion was made by Graybill, duly seconded, that House Bill No. 223 be segregated from the report. A roll call vote was called for and a call of the House was requested, whereupon the doors were closed and a call of the House was had. On motion of O'Connor, duly seconded and carried, the call of the House was dispensed with, whereupon the House proceeded to vote on the substitute motion of Graybill with the following results:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Graybill, Gunderson, Haines (Prairie), Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson, (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, McElwain, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Rimel. Total 1.

Absent and not voting: Broeder, Cavanaugh, Gleed, Haines (Missoula), Hancock, Hansen, Hawks, Loughran, Norby. Total 9.

Excused: Anderson, Armstrong, Bricker, Crist, Goodwin, Haines (Flathead), McAndrews, Mahoney, Rieder, Tange, Toole. Total 11.

Whereupon the report of the Committee of the Whole was adopted as amended.

A motion was made by Graybill, duly seconded and carried, that House Bill No. 223 be re-referred to the Committee on Public Utilities and State Commissions.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Sunday, February 15, at 1:00 p. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-SECOND LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 15, 1953

House convened at 1:00 p. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Anderson, Armstrong, Bricker, Broeder, Higgins, McAndrews, Mahoney, Rieder, Toole, all excused; and Crist, Hansen, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-first legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred Substitute House Bill No. 93, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 62, 102, 166, 173, 198, 202, 234, 248, 266, 273, 292, 320, 322, 323, 212; Substitute House Bill No. 114, and House Joint Memorials Nos. 5 and 7.

HILGER, Vice-Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 197, respectfully report as follows: That House Bill No. 197 do not pass,

but that Substitute House Bill No. 197, A bill for an act entitled: "An act to amend Section 25-235 of the Revised Codes of Montana, 1947, relating to fees of county surveyors; providing for traveling expenses and expenses of field and office assistants, and repealing all acts and parts of acts in conflict herewith."; do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Substitute House Bill No. 28, respectfully report as

follows: That Substitute House Bill No. 28 be amended in Section 1, page 2, line 20 of the original bill by striking out in the column headed "Taxable Valuation of County" the words "and over" and substituting in lieu thereof the figures "49,999,999" and by adding to the same column the words and figures "50,000,000 to 54,999,999, 2270," and by adding directly beneath the last named words and figures the words and figures "55,000,000 to 59,999,999, 2318";

and be further amended by striking out Section 4, page 3, of the original bill, being lines 17, 18, 19, 20 and 21, and renumbering the following sections to conform thereto; and as so amended do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration House Bill No. 101, respectfully report as follows: That House Bill No. 101 be amended by inserting in Section 1, page 1, line 15, after the word "livestock" the words "car passes and gates installed after the approval of this act shall become a part of the road or highway and shall belong to and be maintained by the county."; and as so amended do pass.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 350, respectfully report as follows: That House Bill No. 350 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 265, respectfully report as follows: That House Bill No. 265 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 333, respectfully report as follows: That House Bill No. 333 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 310, respectfully report as follows: That House Bill No. 310 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 107, respectfully report as follows: That House Bill No. 107 do not pass, but that Substitute House Bill No. 107, a bill for an act entitled: "An Act appropriating money from the escheated estates fund to the attorney general for the following purposes: to enable the attorney general to hire expert witnesses in the trial of escheated estates; to order and pay for the taking of depositions of necessary witnesses in escheated estates; to employ counsel to represent the State of Montana in the taking of depositions and interviewing witnesses; to subpoena witnesses and to pay their fees and necessary traveling expenses; to pay costs of printing of briefs and transcript, stenographic fees and services; to order and secure original documents and photostats thereof and in general to further the enforcement of the escheated property act and declaring an emergency,", do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 305, respectfully report as follows: That House Bill No. 305 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 355, respectfully report as follows: That House Bill No. 355 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 327, respectfully report as follows: That House Bill No. 327 be amended as follows: by adding to the end of line 32, page 2 of the original bill, the words "its salts.", and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 246, respectfully report as follows: That House Bill No. 246 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 92, respectfully report as follows: That House Bill No. 92 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 253, respectfully report as follows: That House Bill No. 253 do not pass, but that Substitute House Bill No. 253, A bill for an act entitled: "An Act to amend Section 91-520, Revised Codes of Montana, 1947, as amended by Chapter 31 of the 1951 Legislative Assembly, and amending Section 4, Subsections (f) and (h) thereof, relating to the period provided for dissolution of trusts therein created and setting forth extensions and limitations of such period and repealing all acts and parts of acts in conflict herewith.", do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 290, respectfully report as follows: That House bill No. 290 do not pass, but that

Substitute House Bill No. 290, A bill for an act entitled: "An Act to amend Section 91-502, Revised Codes of Montana, 1947, relating to the vesting of escheated property in the state and the time of vesting thereof; providing a presumption of failure of title; providing for payment of certain expenses of escheats by the treasurer upon the judgment of escheat; providing for discovery by the Attorney General; repealing acts in conflict; providing an effective date.", do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 106, respectfully report as follows: That House Bill No. 106 be amended as follows: by striking out in line 23 of the original bill, the word "Six," and by striking out in line 24 of the original bill, the words and figures "Thousand Dollars ($6,000.00) per annum," and inserting in lieu thereof, the words and figures "Five Thousand Two Hundred Dollars ($5,200.00) per annum.";

and by striking out the rest of the sentence beginning with the word "together" on line 24 of the original bill and ending with the word "Fund." on line 28 of the original bill; and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 105, respectfully report as follows: That House Bill No. 105 do not pass, but that Substitute House Bill No. 105, A bill for an act entitled: "An Act to amend Section 91-510 of the Revised Codes of Montana, 1947, relating to the disposition of funds held by the state treasurer which funds are derived from escheated estates and establishing an escheated estates fund from which to pay administrative expense; repealing all acts and parts of acts in conflict herewith and providing that this act shall be in full force and effect immediately after its passage and approval.", do pass.

McELWAIN, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 14, 1953

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 6 by Worden.

Senate Bill No. 75 by Moss et al.

Senate Bill No. 175 by Moss et al.

Senate Bill No. 214 by Mahoney.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Senate Bill No. 56 and request the House to appoint a Conference Committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following Conference Committee for the Senate:

Anderson (Chouteau), Chairman; Padbury, Bovey.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for nonconcurrence by the Committee on County Affairs, report adopted, and the bill is herewith returned to the House:

House Bill No. 136 by Walton and Peters.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that the House appoint a committee to confer with a like committee from the Senate on House amendments to Senate Bill No. 56 as requested by the Senate.

A motion was made by Gunderson, duly seconded and carried, that consideration of House Bill No. 328 on General Orders be passed for the day.

A motion was made by Seifert, duly seconded and carried, that House Bill No. 278 be taken from printing and re-referred to the Committee on Irrigation and Water Conservation.

COMMITTEE APPOINTMENTS

The following committee was appointed by the Speaker to confer with a like committee from the Senate on House Amendments to Senate Bill No. 56 as requested by the Senate: McElwain, Gebhardt, Dwyer.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

Substitute House Bill No. 105, introduced by Committee on Judiciary: A bill for an act entitled: "An Act to Amend Section 91-510 of the Revised Codes of Montana, 1947, Relating to the Disposition of Funds Held by the State Treasurer Which Funds Are Derived From Escheated Estates and Establishing an Escheated Estates Fund From Which to Pay Administrative Expense; Repealing All Acts and Parts of Acts in Conflict Herewith and Providing That This Act Shall be in Full Force and Effect Immediately After Its Passage and Approval." Referred to Committee on Printing.

Substitute House Bill No. 107, introduced by Committee on Judiciary: A bill for an act entitled: "An Act Appropriating Money From the Escheated Estates Fund to the Attorney General for the Following Purposes: To Enable the Attorney General to Hire Expert Witnesses in the Trial of Escheated Estates; to Order and Pay for the Taking of Depositions of Necessary Witnesses in Escheated Estates; to Employ Counsel to Represent the State of Montana in the Taking of Depositions and Interviewing Witnesses; to Subpoena Witnesses and to Pay Their Fees and Necessary Traveling Expenses; to Pay Costs of Printing of Briefs and Transcript, Stenographic Fees and Services; to Order and Secure Original Documents and Photostats Thereof and in General to Further the Enforcement of the Escheated Property Act and Declaring an Emergency." Referred to Committee on Printing.

Substitute House Bill No. 197, introduced by Committee on Townships and Counties: A bill for an act entitled: "An Act to Amend Section 25-235 of the Revised Codes of Montana, 1947, Relating to Fees of County Surveyors; Providing for Traveling Expenses and Expenses of Field and Office Assistants, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Printing.

Substitute House Bill No. 253, introduced by Committee on Judiciary: A bill for an act entitled: "An Act to Amend Section 91-520, Revised Codes of Montana, 1947, as Amended by Chapter 31 of the 1951 Legislative Assembly, and Amending Section 4, Subsections (f) and (h) Thereof, Relating to the Period Provided for Dissolution of Trusts Therein Created and Setting Forth Extensions and Limitations of Such Period and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Printing.

Substitute House Bill No. 290, introduced by Committee on Judiciary: A bill for an act entitled: "An Act to Amend Section 91-502, Revised Codes of Montana, 1947, Relating to the Vesting of Escheated Property in the State and the Time of Vesting Thereof; Providing a Presumption of Failure of Title; Providing for Payment of Certain Expenses of Escheats by the Treasurer Upon the Judgment of Escheat; Providing for Discovery by the Attorney General; Repealing Acts in Conflict; Providing An Effective Date." Referred to Committee on Printing.

Senate Bill No. 6, introduced by Worden: A bill for an act entitled: "An Act Relating to the Preservation of Business and Public Records by the Preparation of Photographic Copies Thereof, Providing That the Originals Thereof May be Destroyed Under Certain Conditions and That Such Copies May be Used in Place of the Original." Referred to Committee on Judiciary.

Senate Bill No. 75, introduced by Moss, Grandey, James: A bill for an act entitled: "An Act to Amend Section 9 of Chapter 142, Montana Session Laws of 1949, as Amended by Chapter 91, Montana Session Laws of 1951, Relating to Renewals and Duration of Teachers' Certificates, Providing for Renewals at Five Year Intervals Upon a Showing of Teaching Experience or Additional Educational Training; Repealing All Acts in Conflict." Referred to Committee on Education.

Senate Bill No. 175, introduced by Moss, Working, James: A bill for an act entitled: "An Act to Amend Section 75-3729, of the Revised Codes of Montana, 1947, as Amended by Chapter 191, Session Laws of 1949, Relating to Assumption of Farm Mortgage Loans—Promise of State to Repay Money Loaned and Interest by Providing for the Transfer to the State Public School Permanent Fund of All Farm Mortgage Loans Now Existing as Such, All the Lands Taken Over by the State Under Such Mortgages Through Foreclosure Proceedings and Otherwise, Together With All Tenements, Hereditaments and Appurtenances Thereto Belonging; All Sale or Resale Contracts or Certificates Embracing Such Lands and All Rights, Claims and Demands Whatsoever Accruing to the State Under and in Connection With Such Farm Mortgage Loans, as Listed in Section 75-3729, Revised Codes of Montana, 1947, in Lieu of the Interest Indicated in the Amendment to This Section by Chapter 191, Session Laws of 1949, and As Complete Fulfillment of All Claims Upon the State of Montana by the State Public School Permanent Fund as a Result of the Obligations Incurred Through Chapter 124, Session Laws of 1917." Referred to Committee on Education.

Senate Bill No. 214, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Title 31, Section 31-105, Revised Codes of Montana, 1947, As Amended by Chapter 187, Session Laws of 1951, of the Montana Highway Patrol, Relating to Qualifications of Patrolmen, Salary, Probationary Training, Discharge, Demotion, Suspension, Hearing, and Providing for a Minimum Salary Schedule; and Repealing All Acts or Parts of Acts in Conflict Herewith." Referred to Committee on Highways and Highway Transportation.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

Senate Amendments to House Bill No. 54 were concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Beck, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Hilger, Iten,

Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Arnold, Barrett, Brownfield, Crist, Gebhardt, Hansen, Hanson, Johnson (Silver Bow), Pfohl, Taylor. Total 10.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Toole. Total 10.

House Bill No. 62 was passed by the following vote:

Ayes: Atkinson, Babcock, Barnard, Beck, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Van Dyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Arnold, Goffena. Total 2.

Absent and not voting: Barrett, Cavanaugh, Crist, Hansen, Johnson (Silver Bow), McElwain, Pfohl, Phillips, Smith, Wiedman. Total 10.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Taylor, Toole. Total 11.

Speaker pro-tem Gebhardt in the Chair.

House Bill No. 102 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, Marsenich, Michels, Nixon, Nybo, O'Connor, Parker, Peters, Phillips, Powell, Reed, Rimel, Sagunsky, Schiltz, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 62.

Noes: Durkee, Iten, Omholt, Pfohl, Purdy, Ringling, Sales, Sax, Seifert, Sippel. Total 10.

Absent and not voting: Barrett, Crist, Emmons, Hansen, Johnson (Silver Bow), McElwain, Norby, Pierce, Regan, Smith, Taylor, Mr. Speaker. Total 12.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Toole. Total 10.

House Bill No. 166 was passed by the following vote:

Ayes: Arnold, Atkinson, Barnard, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Johnson (Granite),

Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, Omholt, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson. Total 63.

Noes: Babcock, Dempsey, Goodgame, Haines (Flathead), Iten, Marsenich, O'Connor, Parker, Sales, Seifert, Tange, Taylor, Wetzsteon, Wood. Total 14.

Absent and not voting: Barrett, Crist, Graybill, Hansen, Johnson (Silver Bow), Pierce, Mr. Speaker. Total 7.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Toole. Total 10.

House Bill No. 173 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 74.

Noes: Peters. Total 1.

Absent and not voting: Barnard, Barrett, Crist, Hansen, Johnson (Silver Bow), McElwain, Pierce, Taylor, Mr. Speaker. Total 9.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Toole. Total 10.

House Bill No. 198 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 75.

Noes: None.

Absent and not voting: Cavanaugh, Crist, Haines (Prairie), Hansen, Johnson (Silver Bow), Phillips, Taylor, VanDyke, Mr. Speaker. Total 9.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Toole. Total 10.

House Bill No. 202 was passed by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hess, MacDonald, McDonnell, Marsenich, Michels, Nixon,

Peters, Phillips, Regan, Ringling, Schiltz, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Watkins, Wiedman, Wilson, Wood. Total 41.

Noes: Arnold, Brownfield, Corcoran, Fry, Gleed, Goffena, Haines (Missoula), Hancock, Hawks, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, McElwain, Norby, Nybo, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Rimel, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Totten, Walton, Wetzsteon. Total 35.

Absent and not voting: Crist, Hansen, Johnson (Silver Bow), Loughran, O'Connor, Sagunsky, Taylor, Mr. Speaker. Total 8.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Toole. Total 10.

House Bill No. 234 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Wetzsteon, Wiedman, Wood. Total 67.

Noes: Barrett, Durkee, Emmons, Gershmel, Goodgame, Hess, MacDonald, Marsenich, Phillips, Watkins, Wilson. Total 11.

Absent and not voting: Crist, Hansen, Johnson (Silver Bow), Tobin (Lewis & Clark), Walton, Mr. Speaker. Total 6.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, McAndrews, Mahoney, Rieder, Toole. Total 10.

House Bill No. 248 was passed by the following vote:

Ayes: Atkinson, Babcock, Brownfield, Cavanaugh, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hilger, Iten, Johnson (Granite), Juedeman, Loughran, McAndrews. McDonnell, McElwain, Marsenich, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange. Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 63.

Noes: Arnold, Barnard, Barrett, Beck, Cerovski, Clowes, Gershmel, Goffena, Goodgame, Graybill, Hess, Johnson (Silver Bow), Leuthold, MacDonald, Michels, Nixon, Rimel, Taylor, Wood. Total 19.

Absent and not voting: Crist, Hansen, Walton. Total 3.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 9.

House Bill No. 266 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Beck, Brownfield, Corcoran, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, O'Connor,

Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 66.

Noes: Barnard, Barrett, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Gershmel, Goffena, Goodgame, Hess, Hilger, Iten, Johnson (Silver Bow), Marsenich, VanDyke. Total 16.

Absent and not voting: Crist, Hansen, Walton. Total 3.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 9.

House Bill No. 273 was passed by the following vote:

Ayes: Atkinson, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 67.

Noes: Arnold, Babcock, Corcoran, Gleed, Goffena, Hilger, Iten, Leuthold, Omholt, Peters, Phillips, Tange, VanDyke, Wetzsteon. Total 14.

Absent and not voting: Crist, Hansen, Johnson (Granite), Walton. Total 4.

Excused: Anderson, Armstrong, Bricker, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 9.

House Bill No. 292 was passed by the following vote:

Ayes: Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wiedman, Wilson, Wood, Schiltz, Mr. Speaker. Total 70.

Noes: Iten, McDonnell, O'Connor, Sales, Watkins, Wetzsteon. Total 6.

Absent and not voting: Atkinson, Cavanaugh, Clowes, Crist, Gleed, Hansen, Marsenich, Omholt, Phillips, Tobin (Silver Bow). Total 10.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

House Bill No. 320 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell,

Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Cavanaugh, Clowes, Crist, Gleed, Hansen, McElwain, Marsenich. Total 7.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

House Bill No. 322 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Cavanaugh, Cerovski, Clowes, Crist, Dwyer, Gershmel, Gleed, Hansen, McDonnell, Marsenich, Phillips, Ringling. Total 12.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

House Bill No. 323 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Cavanaugh, Cerovski, Crist, Dwyer, Gershmel, Hansen, McDonnell, Marsenich, Norby, Ringling. Total 10.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

House Bill No. 212 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Clowes, Corcoran, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman,

Leuthold, Loughran, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Durkee, Mr. Speaker. Total 76.

Noes: MacDonald, Wood. Total 2.

Absent and not voting: Cerovski, Crist, Dempsey, Gershmel, Hansen, Peters, Ringling, Steel. Total 8.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

Substitute House Bill No. 114 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Pfohl, Purdy, Regan, Sagunsky, Sales, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood. Total 63.

Noes: Fry, Haines (Missoula), Hancock, Hawks, Juedeman, Leuthold, McElwain, Omholt, Peters, Phillips, Pierce, Powell, Reed, Rimel, Schiltz, Wetzsteon, Mr. Speaker. Total 17.

Absent and not voting: Beck, Crist, Hansen, Ringling, Sax, Taylor. Total 6.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

House Joint Memorial No. 5 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Wetzsteon. Total 1.

Absent and not voting: Crist, Hansen, Loughran, Parker, Pfohl, Taylor, Walton, Wiedman. Total 8.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

House Joint Memorial No. 7 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie),

Haines (Missoula), Hancock, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: O'Connor. Total 1.

Absent and not voting: Crist, Hansen, Hanson, Loughran, Parker, Pfohl, Taylor. Total 7.

Excused: Anderson, Armstrong, Broeder, Higgins, Hughes, Mahoney, Rieder, Toole. Total 8.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Juedeman of Toole in the Chair. The committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 146 do pass.

That House Bill No. 249 do pass.

That House Bill No. 67 do pass.

That House Bill No. 224 do pass.

That House Bill No. 275 do pass.

That House Bill No. 276 be amended by striking Section 4, and as so amended, do pass.

That House Bill No. 277 be amended by striking out all of Section 3, and as so amended, do pass.

JUEDEMAN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 86, 129, 137, 243, and 263, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:10 o'clock p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Monday, February 16, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R KNOX,
Chief Clerk.

FORTY-THIRD LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 16, 1953

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong and Toole, both excused; and Hansen, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-second legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills 276, 67, 146, 224, 249, 275, 277.

HILGER, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 54.

DEMPSEY, Acting Chairman.

Report adopted.

I have examined House Bill No. 54 introduced by me and find the same to be correct.

McELWAIN

The Speaker signed House Bill No. 54 in open session.

REPORTS OF SELECT COMMITTEES

The following reports were submitted to the House by the special Committee appointed to investigate the State Training School at Boulder, and by the special Committee appointed to investigate the Montana State Hospital at Warm Springs. The reports were adopted, and the Speaker thanked the committees and discharged them from further duties.

To the President of the Senate and to the Speaker of the House:

We, of the special committee of the House and Senate appointed to investigate the State Training School at Boulder, pursuant to motion adopted by the House and Senate on January 13, do respectfully report as follows:

As a result of extensive hearings and visit to the State Training School at Boulder we found in regard to administration every evidence of competence.

The interior of all buildings were clean and in nearly all cases freshly painted. Buildings in every case were orderly and demonstrated regular and thorough housekeeping. In every particular we were satisfied that the superivision of the physical plant was excellent.

Inmates showed evidence of care in that their clothes were in good repair; were neat and clean, and were fitted to the individual's needs.

There was no evidence which we could discern of any mistreatment. Inmates in every case seemed willingly responsive to suggestions and directives of the attendants and nurses. All of the hundreds we saw evi-

denced respect and admiration for all those who were in charge of the various activities of the school.

We found in personal conferences with individual employees a very high degree of loyalty to the Administrator and what appeared to be unusual understanding of the methods and aims of the Administrator. In each case where we were able to observe the activities of the school the employees seemed fully competent and capable of handling their jobs.

Information was immediately available each time where we made inquiries on specific subjects, whether it was on the Administrative office or the ranch operation.

As an indication of the high morale of the group of employees, we may cite the fact that there is an extremely low turn-over in employment.

It may be suggested that there is a shortage of attendants and in one or two of the highly trained personnel such as psychologists and various specialists. However, we were informed by Dr. Westwell that this shortage was due to a shortage of housing rather than to a lack of money supplied by the appropriation. This shortage of attendants and professional personnel is rather serious and should be remedied.

We found that the statutory figure set as the relative contribution for maintenance if inmates was 50c per day and that the actual cost of maintaining inmates slightly exceeded $2.00 per day. For this reason members of the Senate committee have introduced a measure to change the figure of the relative contribution to not to exceed $2.00 per day.

We found that the maintenance of the building interiors was excellent. The outside maintenance has been neglected and a continuing program should be instituted to take care of this lack. However, criticism for this should not be directed at the present Supervisor.

Wiring in some of the buildings seems to be inadequate and dangerous, as did the lack of fire escape facilities in some of the buildings. Reference to the reports in the files in the office of the State Fire Marshal will confirm our findings in this respect.

Referring to the state statute for required floor space in buildings of this institution, we find that there is a statutory capacity for only 380 inmates. The Administration has been forced to ignore our statutes to the extent that there are crowded into this institution at present 551 inmates. With a school population of the type confined at Boulder, such overcrowding is extremely undesirable and dangerous.

There are at present over 200 on the waiting list for admission and this list grows at the rate of ten names per month.

An extension of the national figures for mental deficiency indicates that this institution should be prepared during the next ten years to accommodate from 1,000 to 1,500 patients. It should be emphasized here, that of those who enter this institution, a maximum of 19% are capable of being trained to such an extent that they will become self-supporting. With the mentally deficient this is by necessity a very slow process and the length of stay of these patients is in most cases very extended. 81% of those admitted will spend the rest of their lives in the institution.

We mention this to indicate the necessity for increased capacity.

Two years ago an investigation was made of this institution by the United States Public Health Service and their recommendations included changes, improvements and new buildings which would cost about ten million dollars.

It was suggested to this committee that the institution at Twin Bridges which is at present not fully utilized, might be used for an im-

mediate relief for a part of the excess population at the training school and to help reduce the waiting list for this institution.

This committee investigated this possibility at considerable length. However, it is our opinion that this suggestion is impractical. We found that the Administration at Boulder and Twin Bridges, as well as the other organizations involved in this particular phase of child welfare, agreed that there should be no mingling of the types of children who have been committeed to these two institutions.

We find that an excessive amount of remodeling would be required for this change and that if the institution at Twin Bridges were to be used to take the overflow population from Boulder it would require the building of a new institution to accommodate the present population at Twin Bridges.

We also find ourselves involved in the question of the desirability of the foster home program as opposed to that of an orphan's home program—a question which we did not feel it was our responsibility to pursue to a conclusion.

As a result of our consultation and the hearings we have had, and evidence we have collected, it is our opinion that the recommendation of the committee on mental health proposing the construction of the following buildings be accepted:

1	100 bed dormitory for low level males	$325,000
1	100 bed dormitory for low level females	325,000
	Furnishings for the above	
1	50 bed dormitory for the school type boy	250,000
1	50 bed dormitory for the school type girl	250,000
1	School unit	400,000
1	Employee housing unit	200,000
1	Ranch dormitory	60,000
	Purchase of land (when suitable land is available	50,000
1	Storehouse	50,000
1	Abattoir	20,000
	Sewage disposal plant	300,000
	Miscellaneous (including road surfacing, renewal of furniture, re-wiring, plumbing and repair of heating lines	270,000

Our findings are that this is a minimum program. For this reason we endorse House Bill No. 251, a referendum to be submitted to the voters at the 1954 general election, providing for a building program at Boulder to include the above recommendations in the amount of $2,500,000.

We would further recommend that if it is at all possible the appropriation committee regard the following as immediate necessities for this institution and in the following order of priority:

1. Dormitory to house 100 boys of low grade mentality at a cost of $325,000.
1. Dormitory for girls of low grade mentality to house 100 at a cost of $325,000.
1. Ranch Dormitory which will house approximately 30 of the older men and boys who can find profitable employment either as producers for the institutions or as a training place before they are discharged to become self-supporting $60,000.
1. Employees' building to house the additional employees, the need for which we have noted before in this report $200,000.

If the Appropriation Committee finds funds available for any of the above projects, of course this amount should be deducted from the proposed Bond Issue.

Late in our investigation it was called to attention that there was vacant a 125-bed Indian hospital at Lame Deer, Montana. We suggest that the legislative assembly set up some agency to negotiate with the Federal Government to determine the feasibility of renting this building as a temporary measure to accommodate a part of the waiting list now existing for admission at Boulder.

Inasmuch as dangerous overcrowding exists in the training school and the waiting list is increasing at the rate of ten a month, we feel it is very important that every possible expedient be explored which may afford immediate relief.

Respectfully submitted,

For the Senate:
WORKING
R. L. ROBINS
EDWARD A. WENGER

For the House:
WILSON
ARNOLD
MARSENICH

Mr. Speaker and House Members:

We, the undersigned House Investigating Committee on the State Hospital at Warm Springs, Montana in compliance with your request of January, 1953, do herewith present to you the following compiled results of our inquiry for facts relating to the maintenance, operation and needs of the above mentioned institution.

We, in cooperation with a like committee appointed by the Senate, personally visited the Hospital at Warm Springs, Montana, conducted a tour of inspection, by subcommittees, of the several departments of the institution and interviewed the following department heads and personnel individually:

Dr. Robert, Spratt, Hospital Superintendent
C. L. Harrington, Business Manager
Harris, Farm Manager
And others.

An audit of the institution's books is now in progress.

We further divided our committee, in conjunction with the House committee, into subcommittees of two each, namely, hospital, building, farm. Each thoroughly interrogated attendants and employees for facts pertinent to each department (present as well as past).

OMHOLT, Chairman
C. B. PETERS
NIXON

We, the farm subcommittee, Representative Nixon and Senator Winters, have personally conducted a tour of the ranch and noted the results of operation of varied projects such as dairy, poultry plant, hog operations and storage, distribution of ranch production, and render the following observations:

The dairy seems to be operated in a workmanlike manner. Cleanliness and efficiency as a general rule is the major object. Records have been accurately kept on all projects, to-wit:

DAIRY

Production per unit as well as total.
Records as to amount of distribution to each hospital unit.

Breeding and available replacement to herd.

Number of non-producing units disposed of via fattening pens and converted into beef for institution.

Records of inspection of plant by State Livestock Sanitary Board.

Board has power to inspect and suggest but no authority to compel or enforce recommendations in state institutions as is the case in private plants.

Records that show quantities of consumed milk pasteurized.

Quantities of milk being converted to cheese and butter, for institution consumption.

Records of all feed consumed by herd and analysis thereof.

The discrepancy of wages at the Hospital in comparison to other custodial institutions is obvious. For instance:

Superintendent at Hospital	$785.00 per mo.
Warden at State Prison	416.00 per mo.
Business Manager at Hospital	500.00 per mo.
Business Manager at Prison	285.00 per mo.
Farm Manager at Hospital	420.00 per mo.
Farm Manager at Prison	275.00 per mo.
Common labor, such as milkers and guards:	
At the Hospital	220.00 per mo.
At the Prison	165.00 per mo.

FARM AT MONTANA STATE HOSPITAL

Contacted: C. L. Harrington, Business Manager
Harris, Farm Manager—$420.00 less $60 sustenance
Ballou, Dairy Manager—$265.00 less $60 sustenance

Dairy: New dairy constructed in 1950.
Milkers—$220 less sustenance.
9 men paid $220, plus milk.
Man and wife or couples must be employed before receiving living quarter privileges.
Unionized help only employed.
Milk used mostly for hospital.
Not enough sanitary board inspection.
Now milking cows 126
Dry—not milking 12
None registered.
Steers raised and converted to beef for institution. Number at present not verified.
Production all used by hospital units. Verification records attached.

Poultry: Richter, Manager—$275.00 less $60 sustenance.
2,100 to 2,200 laying leghorn hens—Sample record attached.
Suitable hens slaughtered in season for use in hospital.
Chicks bought in spring for fall layers.
Eggs used for hospital use; some put into cartons for commissary use of employees. Sample production chart attached.

Hogs: Farrowing plant located on state land.
E. H. Bullock, Manager—$265.00 less sustenance.
Mating, running, fattening pens and slaughter house on state land.

Feed grinding, mixing and dispensing unit located at hog pen site.

50 breeding females, average, 2 breeding males, average.
Twice a year farrowing practice.
Number of females in breeding unit—50 counted.
Number of males in breeding unit—2 counted.
Number of pigs farrowed—uncertain.
Number of pigs grown and fattened out—uncertain.

Number of pounds of pork available for distribution to institution's various units.

No record of actual number of hogs butchered as compared to actual pounds of pork distributed for consumption.

From a point of actual number of females farrowing to actual number bred, is very disappointing and is a doubtful sound financial enterprise.

Present infection of ground and herd, obvious reason.
Records of Livestock Sanitary Board makes this available.
Pork is now being purchased for the institution, on contract.

Time being limited we did not break down the institution's ranching operations as fully as desired. But to the greater extent actual operations are reasonably good. We do find, however, that records are not complete insofar as to actual acreage planted to specific or certain crops and acreage harvested. (Sample report rendered).

This is a necessary procedure in a private enterprise to ascertain profitable operations.

We feel that like procedure be furnished the State for like comparison usages.

Some farm records are attached, others will be filed, as compiled, with the Secretary of the Senate.

We offer as a summarization:

Whereas the various institutions are offered and maintained for the betterment of society and rehabilitation of the inmates, tending toward making better citizens, and realizing that practice of actual operations is the only means of employing unrestful inmates and the means of actually learning of trades for their livelihood, upon release; and

Whereas said institutions are state institutions supported by every taxpaying citizen of the state, we deplore the pressure brought by any organized group to prevent use of inmates in the construction or repair of capital investment projects of any institution financed by appropriations of public funds.

We also deplore the present practice of employing relatives of elected high state officials to fill responsible key positions at any state institution, or the awarding of franchises or contracts to furnish commodities at said institutions such as the present gasoline contract at the State Hospital at Warm Springs. We realize these situations could be legal and without contamination but the casual reaction to the public is detrimental.

If the state is to continue in the ranching business we believe a coordinated ranch program between all custodial institutions is imperative as to proposed necessary production and where anticipated consumption of edible commodities are concerned.

NIXON (House)
WINTERS (Senate)

We, your subcommittee on buildings of the Legislative committee to investigate the State Hospital at Warm Springs, hereby report:

1. Many of the recommendations made by the Assistant State Fire Marshal covering his inspection in September 1951, have not been acted upon.

2. There is still a lack of adequate fire escapes and the doors opening on some of the escapes open inward.

3. On some buildings wooden balconies with wooden stairs leading to the ground are classified as fire escapes.

4. Wooden stairways are still in use in many of the buildings with no evidence of fire proofing.

5. Toilet and bath facilities are entirely inadequate for the number of patients.

6. Lights and appliances are operated from extension cords instead of approved outlets.

7. We note with concern the item of $75,000 for a warehouse in the 1953-54 budget.

8. There is a great lack of housing facilities for additional doctors and trained nurses.

9. Tubercular patients are in a building which houses non-tubercular patients.

RECOMMENDATIONS:

1. We recommend that in the future, provision be made in the first budget requests following the inspection of the State Fire Marshal to carry out his recommendation, as such recommendations are made to prevent possible loss of lives of the helpless and semi-helpless patients.

2. We recommend that before $75,000 is allowed for a warehouse, housing facilities be completed for the required number of doctors and nurses, as care of patients and their possible rehabilitation is the first consideration.

3. We recommend that tubercular patients be housed in a building used entirely for that purpose.

4. We recommend that the State Fire Marshal be given authority to enforce his safety recommendation in all State buildings.

5. We recommend that before additional funds are appropriated for expansion for the Home for Senile Aged at Lewistown, a very thorough study be made of the entire question of the care for senile aged. We believe the State is starting a system of duplication of custodial functions which could ultimately lead to a larger institution at Lewistown with a larger staff than will be at Warm Springs. Requests will no doubt be made for employee housing, staff housing and increased facilities of all kinds.

TIBBALS (Senate)
PETERS (House)

SUBCOMMITTEE REPORT ON ADMINISTRATION FACILITIES AT WARM SPRINGS

Our subcommittee, composed of Representative Omholt and Senator Valiton, investigated the general conditions and the administration facilities of the State Hospital at Warm Springs, Montana. We inspected every building at the institution occupied by the inmates. We found the condition of the inmates to be good. In our opinion they were amply clothed and fed. The buildings were warm and comfortable. At the time of our inspection there were 1,865 patients, 87 of whom were children.

We found facilities in the children's ward to be overcrowded. This is a newer building, with a capacity of approximately 60 children, but there

are now 87 living in it. The children were being cared for by 4 attendants. It was their duty to keep the children clean and comfortable, and to see that they do not harm themselves, and also to carry on such training as was possible. It should be noted at this point that the children's program at Warm Springs is directly related to that of the institution at Boulder. The Superintendent at Warm Springs pointed out to us that they had several children in their hospital over the age of six, who should be sent to Boulder to secure necessary child training. However, overcrowded conditions at the institution at Boulder, where there were over 200 children on the waiting list for admission, prevent transferring the children at Warm Springs to the Boulder institution.

The children's ward at Warm Springs was clean and we were informed that this was scrubbed on an average of 4 times a day and disinfected at the time of scrubbing. Despite the scrubbing and disinfecting operations, there was an unpleasant odor in the children's ward, which we believe could be reduced through proper ventilation and air conditioning facilities.

Conditions in the men's wards were quite good, considering the limited space available. In several of these buildings, there is a condition of overcrowding. Present conditions require the crowding together of inmates which is not desirable. In talking to the attendants, we found them to be courteous and helpful. We interrogated several attendants as to their personal background and training. In their opinions they found no fault in the handling of patients, and we could not detect any evidence of abuse of patients.

In the ladies' wards we found overcrowded conditions in some of the buildings, particularly in the old cottages, which still are in use. However, in the new buildings, housing many of the ladies, we found a comfortable and attractive atmosphere. In one of the new buildings, the atmosphere was more like a girls' dormitory, the surroundings were bright and cheerful and very conducive to successful treatment. All of these inmates in the new building reflect these cheerful conditions and were doing some very fine work in sewing and other hand crafts. Nurses and student nurses were helpful in answering our questions, and again in the ladies' buildings we found no evidence of abuse of patients.

We would like to note at this time the important relationship between the home for senile at Lewistown, Montana, and the State Hospital at Warm Springs. From time to time certain patients at Warm Springs will reach such a state of improvement that they can be transferred to Lewistown, and likewise it is possible in the future that a few of the residents at Lewistown may require treatment at the State Hospital at Warm Springs. Because of the close relationship between the two institutions, and because of the limited housing facilities at Lewistown, we strongly urge that this legislature favorably consider certain legislation, which is being introduced at this session, and which has been recommended by the Commission on Reorganization. This legislation will provide that admission to the home for the Senile at Lewistown can only be granted upon recommendations by the Superintendent of the State Hospital at Warm Springs.

In our inspection of the kitchen facilities, we found that they have one of the finest kitchen units we have ever seen. The chef was very helpful in our inspection. We looked at the menus and inspected the food being served the day of our inspection, and in our opinion, the food was very savory, of ample quantity and beneficial to the residents. We were informed all patients, unless prohibited by their medical requirements, were receiving a pint and a half of milk daily. The kitchen was very clean. We did, however, discover that in the transportation of the food from the central kitchen to all of the wards in the institution, there were no food handling carts to keep the food warm. The management of the hospital has recommended that food handling carts be secured, and we heartily concur in their recommendation.

Upon our inspection of the bakery, we found this to be a very clean and modern plant.

In our inspection of the Commissary of this institution, we found a condition of bad warehousing. This, we do not believe, is the fault of the management, but is due to the lack of a central warehouse. At the present time food and supplies for the institution are kept in some 14 separate buildings. With respect to the operations of the commissary, we wish to direct your attention to the audit recommendations which are included as additional material in this report. We recommend that a regular audit of the Commissary be made from time to time. Some criticism has been leveled at the policy of giving employees of the institution the right to buy certain limited amounts of supplies from the commissary. We believe this privilege should not be abused and we approve the present method of limiting employees to a reasonable purchase limit during each month. To completely eliminate purchase privileges of employees at the commissary would be to work a hardship on some of these employees who reside at Warm Springs, which is a little isolated, by several miles, from the nearest town.

In regard to bookkeeping records, we wish to emphasize that a central and standard procedure should be maintained throughout the state in a uniform manner. It has been the practice in the institution at Warm Springs for a new business manager to set up his own bookkeeping system. This, we believe, should be taken care of by proper law and authority.

Several tubercular patients from Galen, who require additional medical treatment in the state hospital at Warm Springs, are placed in a ward in the hosptial. When facilities permit, we would recommend that these patients be segregated insofar as possible from the other patients. We especially recommend also, that any garbage or refuse from this ward be destroyed.

We found that the garbage from the institution was being fed to the hogs that they have on their farm. It is our recommendation that this garbage be cooked before being fed to the livestock.

An objection to the present method of sewage disposal in the state hospital was filed with committee. It is our recommendation that the problem of sewage disposal be given serious consideration, with a view to eliminating the possibility of pollution and contamination in their farms and communities.

In our general inspection of the state hospital, we noted a close and friendly relationship existing between the Superintendent and the inmates. We also observed the genuine interest in the welfare of the patients on the part of many of the staff, the nurses and attendants. This, we believe is most commendable.

In regard to general employees, we were informed that there is now a waiting list of people seeking employment. However, it was also called to our attention that in the past this condition has not always existed. At times there has been a drastic shortage of any competent help.

In our tour of the premises, we noted that several of the practical nurses had received training in practical nursing at the Montana State College. We also understand that certain nursing courses are carried on at the state institution at Warm Springs for the training of attendants. We feel that both of these are very desirable, and we wish to commend both the management and the employees for their interest in such training program.

The training of student nurses at the state hospital in Warm Springs is very desirable. It not only provides valuable training for the student nurses, but is of much assistance in the operation of the institution.

We recommend that the members of this legislature give serious consideration to certain measures pertaining to commitment procedures. This legislation has already been introduced.

The general condition of the patients as to personal appearance is good. The men receive regular haircuts and are cleanly shaven. We understand that all residents receive at least one bath each week. In the ladies' ward we observed this same general appearance.

In general the welfare of the patients in the state hospital is closely related to the physical facilities, the adequacy of medical staff and the proper number of trained employees. Certain problems were called to the attention of this committee, which we feel can only be solved by having a suitable number of employees in attendance. The matter of segregation between certain ages and various types of patients is a most important one. The problem of segregation can not be solved when overcrowded conditions are present. Proper treatment and proper care of patients is extremely impossible under certain overcrowded conditions now existing in the institution at Warm Springs.

The Superintendent at Warm Springs called our attention to the practice now followed in the hospital there of calling in medical specialists from other cities to perform certain specialized operations when necessary. We believe this to be a very desirable practice.

The Superintendent informed us that he now has a total of five medical doctors. In the interest of better treatment and care of patients, I believe that a minimum of from three to five more doctors should be added to the staff. We were also informed that there are now ten registered nurses serving the needs of nearly 1,900 patients on a 24 hour basis. The Superintendent states the institution should have from five to seven more registered nurses.

At present there are approximately 300 practical nurses and other attendants working with the patients on the basis of an 8 hour day and a 40 hour week. The average age of patients in the institution is between 60 and 65 years. Due to the disabilities of old age, the physical and mental requirements of the patients, a great deal of personal attention and assistance on the part of the attendants and nursing staff is required. The improvement and welfare of these patients is directly related to an adequate staff. At present there is one qualified recreational and occupational supervisor, who is a licensed physiotherapist. This man is in charge of occupational physiotherapy in the training of patients. The Superintendent feels in order to do a good job, two more should be added to the staff of this supervisor. At present there is one licensed psychiatric social worker. The Superintendent feels that two more are needed in the interest of proper treatment.

We were informed that in order to secure proper medical and nursing personnel, it is necessary to provide for them, both adequate housing and salary. Trained personnel of this type is much in demand in other state hospitals, in private hospitals, and very attractive inducements are offered them in the Federal services.

OMHOLT (House)
VALITON (Senate)
January 26, 1953.

Senator W. J. Winters, Chairman
Committee for Investigation of the
State Hospital at Warm Springs
Thirty-third Legislative Assembly
Senate Chambers, State of Montana
Helena, Montana

As requested in your letter of January 16, 1953, and as authorized by you as Chairman of the above committee per resolution of the Senate,

January 8, 1953, we have made a survey of the books and records of the above institution.

Your letter authorized us to perform an audit of the farm, commissary and administration. However, as we explained to you in the interview prior to your letter, it would be impossible for us to perform a detailed audit at this time of the year and on such short notice. We, therefore, agreed to make only a survey of the accounts and give you what information we could in the limited length of time available.

Any accounting control is only as good as the personnel handling it and any accounting system is only as good as the checks and balances within that system. Our investigation was directed primarily to the procedures followed and to test the compliance with these procedures.

ADMINISTRATION

Dr. R. J. Spratt, superintendent, is responsible for the medical and administrative operations. An assistant superintendent, Mr. C. L. Harrington, who has been with the institution for approximately two and one-half years, is in charge of the hospital administration. He has directly under him Mr. J. J. Mulholland, office manager, who in turn supervises an accountant and other office personnel totaling approximately 13 people, exclusive of a 24-hour shift of telephone operators.

The general office functions include keeping the general books, handling the payroll, accounting for patients' deposits, processing claims and other clerical work, and the activities of the registrar's section.

GENERAL BOOKS:

The general books are kept as prescribed under State law and are checked by the field man of the State Controller's office approximately three times each year.

The general books are balanced each month and a trial balance submitted to the Controller's office, where it is compared with his records and a report sent back to the institution showing budget, encumbrances, unencumbered balances, etc.

Although the State law requires the institution to keep only the General Ledger, the management has set up a more elaborate set of records for certain subsidiary functions include accounting for the farm and recreation hall operations. The detail records of the inventory for the physical plant will be controlled by the general books under the plans now being put into operation by the management.

PAYROLL:

The payroll is handled by three clerks and is prepared from information retained in the employee's individual pay record. This is compared and checked against a time book maintained by each department head. These time books are brought down to the time clerk on the 12th of each month and are carefully checked against the payroll, which must be prepared and forecast for the entire month. It must be mailed to the State Controller by the 18th of that month to cover the anticipated payroll for the current month. This, of course, necessitates a good many changes when the payroll is returned. There are between 300 and 400 employees at the institution, and it is a burdensome job to make the corrections before issuing the warrants when the payroll and the checks are returned.

All terminations are paid from a revolving fund with state warrants but which, unlike the warrants for the regular payroll, are prepared and signed at the Warm Springs office. We understand that this procedure is

not prescribed by State law, but is the only way terminating employees can be paid immediately, which is often essential. This termination or contingent payroll, as it is known, is also forwarded to the State Controller for confirmation. In addition to these two payrolls, a third payroll, known as the supplemental payroll, is prepared to cover overtime for the current month.

Terminations have been substantially reduced and totaled only 16 during the month of December, 1952, as compared with approximately 35 during the month of January, 1952, and as against a 100 per cent turnover for the entire year. However, they still require many adjustments to the 12th-of-the-month payroll forecast.

In addition to the records and reports maintained for the payment of the employees and to cover the withholding tax requirements for the Federal Government, it is also necessary to prepare a monthly report to the State Retirement Board. This report is prepared alphabetically and requires an entire separate payroll accounting operation. This duplication could be eliminated if authority could be secured from the Retirement Board to accept the report alphabetically, within categories, rather than in strict alphabetical order.

Unnecessary work could be eliminated if the payrolls and the warrants were prepared at the Warm Springs office at the end of each month. We suggest that the designated payday would then be on the 10th of the following month. The time worked for the month would be correctly and completely determined before warrants were prepared. Also, the use of a monthly time card for each employee, signed by the employee and his department head should be used instead of the time books. The time card would then be the basis of the entry on the earnings record and for preparation of his warrant.

This suggestion has been made to the hospital administrative officers and we have been assured that it will be given serious consideration. A sample of such a time card has been furnished them.

As salaries paid are the largest single item in the entire appropriation, they should be given the greatest attention. This is the feeling of the hospital administration and they assure us that they spend a good deal of time in checking the time books, individual pay records, sick leave claimed, vacation time, etc. This type of check is a valuable safeguard.

PATIENTS' DEPOSITS AND MAINTENANCE:

One set of records is maintained to show the credit balances for money deposited by patients, or their relatives, for the patients' use in making small purchases and also the money placed on deposit for other purposes, such as guarantee of parolee's transportation.

These funds are accounted for separately on the books of the hospital and deposited with the State Treasurer. This is also the fund used for payment of the contingent payroll, as mentioned above. Monthly trial balances are taken on this account and checked with the general books.

A separate accounts receivable card file is maintained for the care and maintenance accounts. Certain of the patients pay at the rate of $1.00 per day and the billing is submitted to their guardians or relatives once a month. At the present time, this set of cards is not incorporated in the general ledger accounts. We have been assured that such a control will be instituted. All such receipts are entered in a receipt book and are accounted for in the general books. These monies from care and maintenance are not used by the institution but revert directly to the State Treasurer's General Fund. State law permits collecting only $1.00 per day for those who are able to pay. The hospital officials inform us that the average cost is from $2.25 to $2.75 per day.

CLAIMS AND GENERAL CLERICAL:

Under this section is the recording of all warrants, claims, the handling of purchase orders, other typing, and record keeping, such as the issues from the commissary.

REGISTRAR'S DEPARTMENT:

As this department does not have a direct tie-in with the accounting function, it was omitted from our survey.

SUMMARY:

In general, the accounting has been broken down into sufficient departments to give it good internal control.

FARMS

The farm operation is under a farm manager, who has at this time seven employees and a number of patients who work part time. The farm operation is divided into Dairy, Poultry, Hogs, Field Crops and Garden Crops.

Approximately a year ago, the Assistant Superintendent secured the services of a certified public accountant in setting up more complete records on the farm operation and the commissary. A system has been devised and records are maintained on all of the five phases of the farm operation. These records are good and are now being integrated into the general books for control purposes. A report was prepared for the fiscal year ended June 30, 1952, showing the farms operating at a net profit of $40,970.47. The profit is based on the commercial contract prices for produce raised.

DAIRY:

The dairy is under a dairy manager, who holds a master's degree in that field. He has kept detailed production and consumption records which show that the production average per cow has been raised from 271 pounds of butterfat per year two years ago, to 400 pounds this year. The manager believes this has been accomplished by a culling of the herd and a proper feeding program. The records indicate the 130 cows are now producing the same amount of milk as 198 cows did previously.

All milk is weighed into the milk plant and is again weighed out of the milk plant, either as milk or as some by-product. Any shrinkage or overage is investigated. All issues to the kitchen or other departments are made on signed slips provided for that purpose. These issue slips are prepared in duplicate and the duplicate signed by the commissary steward and returned to the farm. Another set of issue slips is prepared in duplicate by the commissary steward and he, in turn, secures the signature of the kitchen supervisor on the duplicate. The original is then turned in to the general office and is matched with the duplicate which the farm has received and entered in their books. Meat furnished from the dairy is handled in the same manner.

Each month an inventory is prepared from the records of all livestock at the beginning of the month, less any decreases plus any increases. The resulting end-of-the-month inventory is checked against the actual count. Any discrepancy is fully explained.

POULTRY:

Poultry is under a poultry manager. The eggs are gathered twice daily and a record is maintained of the number and the hen house from which collected. The total collections for the day are recorded and a report is submitted to the general office at the end of each month.

After candling and processing of the eggs, issues are made to the commissary on issue slips in the same manner as described for the dairy. In all cases, signed copies of these receipts are kept in the files. Poultry production at present is about 65 per cent and we are informed that 52 per cent is about average. Chickens killed and used for meat are accounted for by issue slips in the same manner and are handled through the commissary.

HOGS:

The physical plant for the handling of hogs is negligible but the operation itself is a profitable one according to the records, as the principal hog feed is garbage from the dining rooms. Grain is used to finish the hogs for slaughter. All issues of pork are handled through the commissary on signed issue slips in the same manner as described for the dairy. Also, an inventory is maintained of the hogs and is adjusted by any increase or decrease and any difference between the physical count and this record inventory is adjusted and explained.

During the month of December 1952, an attempt was made to use the facilities at Galen. Eleven weaner pigs were lost and the use of the facilities abandoned.

FIELD CROPS AND GARDEN CROPS:

Field crops and garden crops are maintained as separate departments. All production is weighed in by either the farm manager or by the dairy manager and is checked either into storage or directly into the commissary. A record is maintained of all crops in storage but the farm is not given credit for production until the produce is checked out of storage and into the commissary for consumption.

Any shrinkage between the amount checked into storage and out of storage is closely watched and accounted for. Any produce fed to livestock is also accounted for in the same manner as though it had gone to the commissary.

To summarize the farm operations from an accounting standpoint, better records are now being maintained than can be found in the average farm operation and if the present plans for further integrating with the general accounting records are followed through, it will give a complete accounting picture at all times.

No sales are made to the general public or directly to employees. However, some trading between State institutions is cleared through the State Controller's office.

COMMISSARY

The commissary has two main departments, the clothing or dry goods department and the grocery or food department. In the grocery or food department, recording purchases of items by employees is an important part of the accounting job. However, the figures furnished us indicate that purchases by employees have decreased since the new wage scale went into effect. All wages are now based on a cash figure and all purchases from the commissary are deducted, with a limitation of $30.00 per month on the amount that can be purchased. Complete records are maintained of employees signed purchase tickets, and are credited to the inventory of the commissary as are issues. Prices charged employees are cost plus a 10 per cent mark-up, which, on a volume of $4,400.00 per month, would provide a "profit" of $440.00 to offset operating costs.

A complete record of all purchases by employees is kept on individual cards at the commissary office. A list of individual charges is submitted to the general office for deduction from the payroll. We have suggested that all sales for the day be totaled by the commissary clerk and retained as a cumulative control figure for each month.

We were assured that no cash sales are made by the commissary.

In addition to the perpetual inventory cards maintained on all merchandise, including the dry goods items, the commissary steward maintains a receiving record in a bound book in which he enters all merchandise received, whether it is from outside vendors or from the farm.

Dry goods items, such as sweaters, jeans, bathrobes, coats, etc., for patients are marked with a stamp "MSH," in a conspicuous place, and no items of this nature are ever sold to employees. We are informed that marking of clothing in this manner has eliminated thefts.

The butcher shop is also supervised by the commissary steward and all meat is weighed into the butcher shop and weighed out again and accounted for on signed issue slips priced at prevailing market and classified as to cuts. These market prices are changed quarterly.

The suggestions made by the certified public accountant who also reviewed the farm records were followed.

KITCHEN AND DINING ROOM

The kitchens are under the supervision of a chef and are designated as the employees' dining room and the main kitchen. Separate food costs are accumulated for these two operations which show a variation of only a few cents per meal. The figures furnished us show that the food costs were 21.24 cents per meal for employees and 19.44 cents per meal for patients during the month of December. These costs include farm produce at market price. The food costs are prepared in the general office from the issue slips and issue recaps furnished from the commissary and verified by reference to purchase orders.

Names of all employees authorized to eat in the employees' dining room are posted each month and corrected daily. Policing is done by the kitchen supervisor and the dining room attendant.

Requests for food are made to the commissary at least three weeks in advance and, in this way, an additional check against the issue slips results.

There is a healthy spirit of competition between the kitchen and the farms: The kitchen, to keep the food costs down; the farms, to realize a reasonable profit.

COMMENTS AND RECOMMENDATIONS

PROCEDURE MANUAL:

While a number of instructions and procedures have been issued by the hospital administration during the last few years, there is no coordinated set of instructions or manual of administrative and accounting procedures. Such a manual is recommended.

ISSUE SLIPS:

Commissary issue slips are pre-numbered. However, no accounting has been made for these numbers. They have been used merely as references, or identification. It is the aim of the accounting office to set up a system whereby the numbers will be issued consecutively and accounted for.

RECREATION BUILDING:

The employees' recreation building operation is handled through the general books. The receipts are reported each day and deposited in a commercial bank. A cash register is used. From the register tape, a daily report is submitted to the general office. The operation has shown a loss

during its entire existence. This could be the result of keeping the fountain open during periods of the day when there is not enough business to show a profit. However, from an employee relations standpoint, it is believed by the management to be justified, as the net losses average less than $300.00 per month. All foodstuffs issued from the commissary to the recreation building fountain and lunch counter are charged at cost.

We could not find that there were any agencies or activities at the institution that were making sales or collecting cash except at the recreation building.

PROPERTY INVENTORY:

A property inventory system, under a property supervisor has been in effect for several years and detailed inventories of all the property in each department is maintained both in the property supervisor's office and in each department. Whenever there is a department head change, the new department head is checked in with all of the property and the old department head relieved of his responsibility. This is accomplished by a physical check of the property against the inventory listing. Once a year the property supervisor takes a complete physical inventory of all properties, including his own independent inventory of the commissary. The steward does not participate in this count. Each amount is verified against the perpetual inventory cards by the property supervisor.

At the present time, this property account has not been too carefully and completely integrated into the general accounting records. However, it is the aim of the hospital management to see that all property is controlled by the general books. This will be accomplished by the use of memoranda between the property supervisor and the general office. It will be necessary to reduce the general books property accounts at their value on the inventory for any items removed, a procedure that has not been followed in the past.

We feel that our investigation was complete enough to indicate that a good accounting procedure has been initiated. The operation of internal control as it is now set up should prevent any misappropriation of funds or property. Periodic audits should be made to insure the proper functioning of this system.

We were given complete cooperation at the hospital during the course of this survey. All questions were answered frankly and no apparent attempt was made to withhold any information.

GALUSHA, HIGGINS AND GALUSHA
Certified Public Accountants.
Per: S. Clark Pyfer

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 283, respectfully report as follows: That House Bill No. 283 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 247, respectfully report as follows: That House Bill No. 247 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Irrigation and Water Conservation, having had under consideration House Bill No. 278, respectfully report as follows: That House Bill No. 278 be amended in Section 2, line

24, page 3 of the original bill by striking the words and figures "to 93-6208 inclusive" and inserting in lieu thereof the following: "93-6207 and 93-6208, Revised Codes of Montana, 1947, and Section 93-6206"; and as so amended, do pass.

SEIFERT, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 15, 1953

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 173 by Larson et al.

Senate Joint Resolution No. 5 by Wallace and McQuitty.

Senate Joint Memorial No. 5 by Anderson (Chouteau) et al.

Senate Joint Memorial No. 7 by Robins et al.

Senate Joint Memorial No. 8 by Weydemeyer.

Senate Joint Memorial No. 15 by Valiton.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on State Boards, Offices and Buildings, report adopted, and the bill is herewith returned to the House:

House Bill No. 7 by McElwain.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Judiciary, report adopted, and the bill is herewith returned to the House:

House Bill No. 300 by Cavanaugh et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Marsenich, duly seconded, that House Bill No. 103 be taken from the Committee on Workmen's Compensation and be printed and placed on General Orders. A substitute motion was made by Sykes, duly seconded, that the Committee on Workmen's Compensation be granted until the forty-fourth (44th) day to report on House Bill No. 103, which motion carried.

A motion was made by Wiedman, duly seconded and carried, that House Bill No. 276 be placed last on the list of bills for Third Reading on the board.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 173, introduced by Larson, Robinson, Mackay, Moritz: A bill for an act entitled: "An Act to Amend Section 32-1602 of the Revised Codes of Montana, 1947, As Amended by Chapter 29, Sections 1-6, Session Laws, 1949, Relating to Meetings—Engineer—Duties and Bond." Referred to Committee on Highways and Highway Transportation.

Senate Joint Resolution No. 5, introduced by Wallace and McQuitty: A Joint Resolution to the Governor of the State of Montana Requesting the Appointment of a Commission to Function for a Period of Two Years Under the Direction of the State Board of Land Commissioners to Make a Complete Study of the State Owned Forest Resource and Report to the Thirty-Fourth Legislative Assembly a Program for the Administration of This Resource. Referred to Committee on State Lands, Forests, and Parks.

Senate Joint Memorial No. 5, introduced by Anderson (Chouteau), et al: A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators From Montana; to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Congressmen From Montana, Memorializing the Congress of the United States to Act Favorably Upon a United States Senate Joint Resolution Relative to Making Treaties and Executive Agreements. Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Joint Memorial No. 7, introduced by Robbins, et al: A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators From Montana; to the Honorable Wesley A. D'Ewart, and the Honorable Lee Metcalf, Congressmen from Montana, Memorializing the Congress of the United States to Act Favorably Toward the McCarran-Walter Act and to Maintain Said Act in Force, in the Event There Is an Attempt to Repeal Said Act. Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Joint Memorial No. 8, introduced by Weydemeyer: A Joint Memorial of the Senate and House of Representatives of the State of Montana, to the Congress of the United States, to James E. Murray and Mike Mansfield, Senators From the State of Montana, and to Wesley A. D'Ewart and Lee Metcalf, Representatives in Congress From the State of Montana, Urging That the Federal Government Retire From the Field of Motor Fuel Taxation and Repeal All Federal Automotive Excise Taxes. Referred to Committee on Highways and Highway Transportation.

Senate Joint Memorial No. 15, introduced by Valiton: A Joint Memorial of the Senate and the House of Representatives of the State of Montana to the Honorable James E. Murray and the Honorable Mike Mansfield, United States Senators From Montana; to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, United States Congressmen from Montana; to Mr. Ezra Taft Benson, Secretary of Agriculture and to Mr. Douglas McKay, Secretary of Interior, Memorializing the Congress of the United States and the Said Secretaries to Act Favorably on Legislation Pertaining to the Control and Elimination of Infestations of Diseases and Harmful Insects in Montana Forest Lands. Referred to Committee on State Lands, Forests and Parks.

Speaker pro-tem Gebhardt in the Chair.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

House Bill No. 67 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck,

Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 84.

Noes: None.

Absent and not voting: Bricker, Dempsey, Hansen, Higgins, McAndrews, Taylor, Mr. Speaker. Total 7.

Excused: Armstrong, Nybo, Toole. Total 3.

House Bill No. 146 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Gebhardt, Gershmel, Gleed, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Wiedman, Wood. Total 64.

Noes: Arnold, Fulton, Goffena, Goodwin, Hilger, Hughes, Iten, McDonnell, Pfohl, Phillips, Powell, Sales, Sax, Sippel, Walton, Watkins, Wetzsteon, Wilson, Mr. Speaker. Total 19.

Absent and not voting: Dempsey, Hansen, Hawks, Higgins, McAndrews, McElwain, Omholt, Taylor. Total 8.

Excused: Armstrong, Nybo, Toole. Total 3.

House Bill No. 224 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan. Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Barrett, Dempsey, Haines (Flathead), Hansen, Higgins, McAndrews, McElwain, Phillips, Seifert, Taylor. Total 10.

Excused: Armstrong, Nybo, Toole. Total 3.

House Bill No. 249 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Bricker, Broeder, Brownfield,

Cavanaugh, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, McDonnell, McElwain, Mahoney, Marsenich, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wilson, Mr. Speaker. Total 66.

Noes: Arnold, Barnard, Barrett, Beck, Cerovski, Clowes, Gershmel, Goffena, Haines (Missoula), Hess, Iten, Leuthold, MacDonald, Michels, Nixon, Rieder, Rimel, Wiedman, Wood. Total 19.

Absent and not voting: Dempsey, Hansen, Higgins, Hughes, McAndrews, Watkins. Total 6.

Excused: Armstrong, Nybo, Toole. Total 3.

House Bill No. 275 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hess, Higgins, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wiedman, Wilson, Mr. Speaker. Total 68.

Noes: Brownfield, Gleed, Goffena, Haines (Missoula), Hanson, Hawks, Hilger, Hughes, Iten, MacDonald, McDonnell, Phillips, Pierce, Powell, Rieder, Sax, VanDyke, Wetzsteon, Wood. Total 19.

Absent and not voting: Hansen, McAndrews, Omholt, Taylor. Total 4.

Excused: Armstrong, Nybo, Toole. Total 3.

House Bill No. 277 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hess, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Peters, Pfohl, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wiedman, Wilson, Mr. Speaker. Total 63.

Noes: Brownfield, Gleed, Goffena, Haines (Missoula), Hanson, Hawks, Hilger, Hughes, Iten, Leuthold, MacDonald, McDonnell, Parker, Phillips, Powell, Sax, Tange, VanDyke, Wetzsteon, Wood. Total 20.

Absent and not voting: Anderson, Fulton, Hansen, Higgins, McAndrews, Omholt, Ringling, Taylor. Total 8.

Excused: Armstrong, Nybo, Toole. Total 3.

House Bill No. 276 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck,

Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Hancock, Hess, Higgins, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Peters, Pfohl, Pierce, Purdy, Regan, Rimel, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 65.

Noes: Brownfield, Goffena, Haines (Missoula), Hanson, Hawks, Hilger, Iten, MacDonald, McDonnell, Parker, Powell, Reed, Rieder, Sax, Tange, VanDyke, Wetzsteon. Total 17.

Absent and not voting: Gleed, Haines (Prairie), Hansen, Hughes, McAndrews, Omholt, Phillips, Ringling, Taylor. Total 9.

Excused: Armstrong, Nybo, Toole. Total 3.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Michels of Sheridan in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Substitute House Bill No. 28 be amended by striking out in line 38 and 39 of the printed bill after the word "be" in line 38, the following: "two thousand seven hundred dollars ($2,700.00)" and inserting in lieu thereof the following: "three thousand dollars ($3,000.00)"; and as so amended do pass.

That House Bill No. 106 do pass.

That the committee do rise and report progress and ask leave to sit again.

MICHELS, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders, under rules of the previous sitting.

Michels of Sheridan in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That the enacting clause of House Bill No. 163 be stricken.

That Substitute House Bill No. 93 do pass.

That consideration of House Bill No. 328 be passed for the day.

MICHELS, Chairman.

A motion was made by Michels, duly seconded, that the report be adopted. On substitute motion O'Connor moved that House Bill No. 163 be segregated from the report, requesting a roll call vote to be recorded in the Journal, which substitute motion carried by the following vote:

Ayes: Babcock, Bricker, Broeder, Brownfield, Corcoran, Crist, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Loughran, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Sales, Schiltz, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wilson, Mr. Speaker. Total 50.

Noes: Anderson, Arnold, Atkinson, Barnard, Beck, Cavanaugh, Cerovski, Clowes, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Hess, Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Pfohl, Regan, Rieder, Ringling, Sax, Smith, Totten, Wiedman, Wood. Total 34.

Absent and not voting: Dempsey, Haines (Missoula), Hansen, Sagunsky, Seifert. Total 5.

Excused: Armstrong, Barrett, Hawks, Rimel, Toole. Total 5.

Whereupon the report of the Committee of the Whole was adopted as amended.

REPORTS OF SELECT COMMITTEES

The following report was presented to the House by the Joint Investigating Committee appointed to investigate the Montana State Prison at Deer Lodge. The report was adopted, the committee thanked, but not discharged.

February 15, 1953

REPORT OF THE JOINT INVESTIGATING COMMITTEE TO INVESTIGATE THE MONTANA STATE PRISON AT DEER LODGE

To His Excellency, Governor J. Hugo Aronson,
Governor of the State of Montana.

To the Honorable President of the Senate, George M. Gosman.

To the Honorable Speaker of the House of Representatives, Dean Chaffin.

The Special Joint Investigating Committee to investigate conditions at the Montana State Prison as requested by the Senate on January 8, 1953, respectfully report as follows:

In considering the problems in connection with the State Prison at Deer Lodge, your committee has endeavored to survey the situation from a realistic viewpoint. It was the opinion of your committee that it should not use its limited time in trying to verify or disprove accusations concerning irregularities which have been current, but rather try to find administrative policy weaknesses and suggest the necessary changes required to correct the same.

Your committee gave consideration to the question of general administration under which we briefly reviewed the factors pertaining to the internal administration, inmate segregation and classification, rehabilitation and the farm production policy.

In pursuing our investigation, we recognized that the first and most important duty of the administration is to provide for the safekeeping of the committed inmates for the terms imposed on them or until they are legally released.

The next most important duty is to develop a good rehabilitation program, which will include proper classification, segregation and rehabilitory measures so that the inmates, when released, may take their proper place in society as useful citizens.

The various problems which your committee studied are outlined below:

1. Physical Plant:

Your committee viewed the physical plant at the prison which consists of buildings located on several acres adjoining the city of Deer Lodge. The prison buildings are divided by highway U. S. No. 10. The main prison building is on the west side of the highway, while the butcher shop, prison store, guards' quarters, warden's home and administration buildings are on the east side of the highway. Included within the walls are the two cell blocks, the theater, the hospital, the library, the women's quarters, and the license place factory. Outside the walls on the west side of the highway are two trusties' bunkhouses and the trusties' commissary and kitchen, and the machine repair shop.

2. Farm Property:

(a) State owned:

The dairy ranch, commonly known as the Valiton ranch, is state owned and consists of 210 acres. This property is located south of Deer Lodge and the buildings are approximately two miles from the prison. The buildings on the property consist of an old type dairy barn, trusties' living quarters, care-taker's dwelling, two root cellars, poultry quarters and granary.

The state prison farm consists of 617.77 acres, leased from the State Land Board and is the property of the Montana Highway Commission. This lease is dated 4/12/43, runs for 10 years at an annual rental of $142.75. On this property are the slaughter house, the hog quarters and trusties' living quarters.

(b) Leased property:

The main farm property under lease is the Wallace ranch at Jens, Montana, which is approximately 25 miles from the prison. This ranch consists of 15,000 acres, located in Granite and Powell Counties. This land was leased on 4/1/43 for 10 years at an annual rental of $12,000. The state receives all production on this property. In addition to the above property, there were during the year 1952, leases on nine other farm properties in the Deer Lodge valley. Some of these leases were for cash and some were on a share basis. All of these leases expire in 1953.

PHYSICAL PLANT AND ADMINISTRATIVE PROBLEMS AND RECOMMENDATIONS

1. Physical Plant:

The prison was built to accommodate 400 inmates and is presently housing approximately 600 inmates. The new cell block was constructed in 1918 and is considered to be in adequate condition. The old cell block which can now only be partially used, is obsolete and beyond repair.

We recommend that consideration be given to replacing the old cell block with a dormitory-type housing quarters. On inspecting the culinary department, your committee found that refrigeration was obsolete, the kitchen and dining room clean but in poor condition. The method of serving food is out-dated, since it is all placed on the table before the

prisoners are brought into the dining room. Under this system it is impossible to serve hot food.

We recommend that consideration be given to installing modern refrigeration, replacing kitchen and dining room equipment and installing a cafeteria system of serving food.

The fact that the creamery, warehouse and prison store, are on the opposite side of the highway from the prison, creates a problem because the inmates are continually crossing the highway.

We recommend that consideration be given to enclosing the land between the main prison and the Northern Pacific Railroad with a maximum custody steel fence and that consideration be given to eventually constructing quarters within that area to replace the creamery, warehouse, prison store and butcher shop.

2. Personnel:

At the present time there are no requirement qualifications for the warden of the State Prison, except that under the Constitution of the State of Montana, a public officer must have been a resident of the State for one year before his appointment.

We recommend that every effort be made to secure for warden of the State prison a man who has demonstrated executive ability through successful experience in penal management and penal inmate rehabilitation.

Your committee found that of the 52 guards on duty at the prison, three are under 40 years of age, five between 40 and 50, twenty-two 50 and 60 years, 18 between 60 and 70, and 4 are over 70 years of age. The ratio of employees to inmates at the prison is 1 to 9½. This compares to a ratio of 1 to 5½ in our 26 Federal prisons. For the 11 female inmates there was only one elderly matron for the 24 hour period.

It would appear from the average age of the guards that we are attracting only older men who have additional retirement income to supplement their wages. We recommend that additional guards be hired.

We further recommend that a personnel program and compensation plan be put into effect to attract younger and more efficient men into this type of work.

The culinary department and butcher shop are supervised by inmates. The indications are that in these departments there has been a gross waste. Our study showed that 281 pounds of meat were produced for consumption per inmate per year during the past biennium. This total per capita of meat consumed compares with 143 pounds national meat consumption average.

We recommend that the culinary department and butcher shop be placed under civilian supervision.

In our inspection of the prison store, we found that no cummulative records are being kept of the food and other supplies which are sent to the various ranches or kitchens for consumption. The accounting records of the store are very inadequate.

We recommend that the warden take immediate steps to set up proper accounting system in the prison store; one which will reflect receipts and disbursements of food and other supplies.

It appeared to your committee that the classification of incoming prisoners was inadequate.

We recommend that a modern system of classification be developed by acquiring more adequate past histories of all incoming prisoners. Fur-

ther development of the classification system would aid in proper segregation of inmates.

3. Rehabilitation:

The prison is overcrowded, requiring more than one in some cells—up to 75% of the inmates are idle most of the time. Idleness in a prison is infinitely worse than idleness in free society. It greatly magnifies custodial problems and demoralizes the individual inmate.

Successful modern prison administration requires more than a program just set up to punish individuals who have violated the laws established to protect society. Modern prison programs must be responsible for reforming that percentage of inmates who are not incorrigibles so that when they are released they will return to society as useful citizens.

There is only a limited work program now being carried on within the prison. Garments and shoes are made for inmates. A toy repair project, some leather work, limited furniture repair and some handicraft work is being done. There are 21 inmate clerks that work in the Registrar of Motor Vehicles office.

It is the recommendation of your committee that consideration be given to inaugurate in the prison administration a rehabilitation program that will minimize inmate idleness and give training that will better prepare the released prisoner to take his place in society as a useful citizen.

Legislation proposed in Senate Bill No. 206 would provide the basic law under which to establish a penal rehabilitation program.

FARM OPERATIONS, CONCLUSIONS AND RECOMMENDATIONS

1. Farm Operations:

The farm production enterprise has been varied. There are about 650 Hereford cattle and about 300 Holstein cattle. Feed and grain was produced in 1952 on some eleven different farm or ranch units. About 31,000 bushels of grain, 15,000 bushels of potatoes, 1840 tons of hay, in addition to 133,000 pounds of vegetables were produced. The production record for the fiscal year ending 6-30-52 showed 105,420 pounds of beef and 70,868 pounds of pork and 87,720 gallons of milk. Last year's total farm production was most conservatively valued at $148,704.38. The 1952 cost of production to the state was $118,717.76. For the past seven year period the farm production was conservatively valued at $908,474.98, while the cost of production was $579,599.39. The cost of production figures included expenditures for capital items.

Following is a tabulation of production and cost of farm operations during the past seven fiscal years:

Year	Production for Consumption	Ranch Sales	Trading Credit	Total Value Farm Production	Total Cost Farm Production
1945-46	78,642.09	35,582.52	1,415.00	115,639.61	69,539.59
1946-47	75,158.77	12,509.52	1,108.31	88,776.60	67,989.74
1947-48	82,746.77	29,708.87	338.10	112,793.74	69,143.85
1948-49	97,272.28	63,461.93	1,175.81	161,910.02	85,482.28
1949-50	106,043.24	29,261.19	8,504.45	143,808.88	89,790.72
1950-51	111,033.46	20,185.91	5,622.38	136,841.75	78,935.45
1951-52	123,523.24	14,656.18	10,524.96	148,704.38	118,717.76
Total	674,419.85	205,366.12	26,689.01	908,474.98	579,599.39

VALUES USED — FARM PRODUCTS

Wheat	.0285¢	per lb.
Oats	.02¢	per lb.
Barley	.0185¢	per lb.
Hay	$15.00	per ton
Potatoes	.03¢	per lb.
Vegetables	.04¢	per lb.

The beef cattle are Herefords of good to average quality. Good bulls are being used. The calf crop is only fair. Feed is adequate. The Wallace ranch was leased in 1943 for a ten year period. This has been the main base for carrying on the beef cattle operations. The lease on this ranch expires March 28th of this year. The beef cows and feed-lot cattle are located on this ranch at this time. Calves will be dropping before the first of April. An early decision must be made as to the further operation of the cattle industry at the prison because if a new location is to be used, it will be necessary to move the cow herd sometime in advance of calving. It would also be necessary to move the hay located on this ranch which is leased by the prison.

The cattle feeding for slaughter operation has not been maintained to get the most efficient production. Cull dairy stock is slaughtered after reaching killing condition. Temporarily, utility beef is being purchased to enable the establishing of a more efficient meat production program. Within three months prison cattle will be in an age bracket suitable for a more efficient killing program that can be maintained.

There was an average of 181 pounds of dressed beef and 100 pounds of pork produced per day during the past biennium. This total of 281 pounds per capita meat consumed compares to the 143 pounds national meat consumption average for the same period. The procedure with the hogs is to have spring and fall litters from about 60 sows producing about 300 pigs. Quarters for the hogs are not desirable.

The dairy herd are good quality pure-bred Holstein cows, a herd capable of considerable higher production under good management. Housing quarters are not good. The dairy barn is of the old type used for milking only. This is serviceable but the lounging or sheltering quarters for the cows as well as the calf shelter is very unsatisfactory. The heating and washing facilities for utensils as well as that for the help are not desirable judged by any standards. The quarters for help are unsatisfactory. Adjacent pasture for dairy cows is inadequate but there are possibilities for at least materially improving this problem on the state owned premises. The dairy herd improvement records of the average annual butterfat production of the past four years for the prison herd are 276 pounds compared to 301 pounds for the herd at Twin Bridges, 318 pounds for that at the State Hospital and 381 pounds for that at Boulder. With properly balanced feed rations and a program of more rigid culling, this prison dairy herd would produce much more efficiently.

The guards' quarters at the dairy are very poor from the standpoint of security as well as usability.

The prison slaughter house has been condemned. It is not sanitary. This must be replaced as well as new hog quarters provided.

A great portion of the hay and grain was produced from share leases. A count was made in February, 1952, of the cattle by the Montana Livestock P. C. A. inspector working on orders from the State Controller. Again in November, 1952, another count was made by the same inspector of the cattle, feed and grain. The cattle tallied out satisfactorily with the prior count. The February, 1952, count cannot be satisfactorily reconciled with the 1951 inventory tally.

In carrying out the farm and livestock operations on some eleven different units, there has been an unavoidable movement of trusties. The operation of scattered ranch and farm units makes it almost impossible to supervise the trusties or prison labor with the limited number of guards available. Consequently, local residents, with justification, have expressed much concern particularly for the safety of their families. The situation has been aggravated because from one source or another liquor has gotten into the hands of some of the trusties. Rural residents of the valley appeared before your committee. They were in general accord in expressing their fear for security for their families as well as their property because of the liberty granted to trusties. A number stated that the prison farm operations were operated at a financial loss and that the prison requirements could be more economically filled by open market purchases. Others thought the farm operation should be confined to row crops. It was disclosed that prison labor had been used for some outside work set up as an emergency where, in some instances, the prison profited in receiving commodities in trade.

2. CONCLUSIONS:

1. The fear of local residents for their safety as well as the safety of their property is justified, due to the lack of proper supervision of trusties outside of the walls and due to the scattered farm operations now being carried on.

2. Even with the scattered type of farm operation which greatly decreases efficiency and security, the over-all operation is profitable from the financial point of view.

3. With good management, ranch production efficiency could be increased up to 25% if the present ranch operations were confined to a compact unit where adequate security quarters were available.

4. Adequate reconciliation of cattle and hog disposal, whether for consumption, trade or otherwise cannot be made under the present system of accounting.

3. RECOMMENDATIONS:

1. That some form of farm and ranch operation in a confined area be continued, limited by the number of minimum custody inmates that can be used to advantage and further limited by institutional requirements.

2. That suitable farm or ranch property be acquired by the state in a compact unit which will first permit of sustained agricultural development in a manner that would most adequately provide for the safekeeping of the prisoners, thus giving assurance to the public as to their own security.

3. That an experienced, successful agricultural executive with general knowledge of farm and livestock operations be obtained to be put in complete charge of the farm operation.

4. That the farm manager be bonded and held responsible for securing receipts from the commissary manager or from whoever he delivers any of the farm products to and that a record of all transactions be kept current on forms prescribed by the controller on which monthly statements must be filed with the Warden and the controller.

GENERAL RECOMMENDATIONS

1. That a trained civilian supervisor be used in the culinary department, in the commissary and in the dairy department and be held responsible for the administration of the department.

2. That inmate labor be used to the fullest extent on any building or repair work in connection with the operation of the prison.

3. That under no consideration should inmate labor be used on any private project where the state has no interest.

4. That during the interim the Legislative Council be directed and authorized (a) to make or have made a survey of desirable ranch units that might be purchased by the state to be used for the production of needed agricultural products; that said council be authorized and directed to prepare a report of their findings to the Thirty-fourth Legislative Assembly, setting forth a detailed statement concerning the various units as to acreage, productivity, water availability, shelter, conversion costs, and, in fact, all information pertinent to the acquisition of such for use as a property on which a prison work program could be developed to utilize the labor of the minimum security inmates; and (b) to request the consultant services of the Federal Bureau of Prisons to survey our state prison administration and make a report with recommendations which in their opinion would provide for an operational plan that would make possible maximum security as well as a realistic inmate rehabilitation program.

Respectfully submtted by:

Senate Committee:
GLENN H. LARSON,
THOS. A. ROSS.
J. M. HOFLAND.

House Committee:
A. L. ATKINSON,
JOHN H. LEUTHOLD,
ARNOLD RIEDER.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 106.

HILGER, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred Substitute House Bill No. 100, House Joint Resolution No. 5, and House Bills Nos. 88, 112, 180, 210, 216, 252, 254, 271, 287, 293, 294, 199, 342.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 54, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 1:50 o'clock, p. m., delivered to the Governor for his approval.

DEMPSEY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration House Bill No. 282, respectfully report as follows: That House Bill No. 282 be amended as follows:

amend the title by inserting after the comma following the numerals "1947" in the second line of the title of the printed bill, the words and figures "As Amended by Chapters 186 and 224 of the Laws of 1951,";

amend by deleting the comma following the word "service" first appearing in line 104, page 4 of the printed bill, and substituting in lieu thereof, a period and deleting the remainder of the sentence;

amend by deleting the comma after the word "service" as first appearing in line 110, page 4 of the printed bill, and inserting in lieu thereof a

period, and by deleting the remainder of the sentence which ends with the word "him" in line 111;

amend by deleting the comma following the word "basis" in line 120, page 4, of the printed bill, and inserting in lieu thereof a period and deleting the remainder of the sentence ending with the word "him" in line 121;

amend by inserting after the word "act" in line 133, page 5, of the printed bill, two paragraphs as follows:

"Credit for prior service shall be granted to all persons who have been at any time since July 1, 1945, or who may at any time hereafter become members or employees of the state or of a contracting city, contracting county, public agency or contracting public agency, notwithstanding any other provisions of the public employees' retirement act, as amended or supplemented; subject, however, to the following conditions: namely, that any such person desiring to qualify for the benefits of the act must contribute to the pension accumulation fund of the public employees' retirement system for the purpose of accomplishing such qualification, an amount which shall be based on age and sex at the time of original membership, and, upon the compensation earnable by such person during the month preceding the separation of such person from the state service. The time of original membership is hereby defined as the date when any such person elects to become a member of the public employees' retirement system.

Providing that credit for prior service shall be granted to all retired members for all state service rendered prior to January 1, 1945, notwithstanding the date of participation of the contracting public agency in the public employees' retirement system or any other limitation or provision of the public employees' retirement act.";

and as amended, do pass.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 230, respectfully report as follows: That House Bill No. 230 do not pass.

O'CONNOR, Chairman.

A motion was made by O'Connor, duly seconded, that the committee report be adopted. A substitute motion was made by MacDonald, properly seconded, that House Bill No. 230 be printed and placed on General Orders, calling for a roll call vote to be entered in the Journal. This motion being before the House, a call of the House was requested, whereupon the doors were closed and a call of the House was had. On motion of MacDonald, duly seconded and carried, the call of the House was dispensed with, and the House proceeded to vote on the substitute motion with the following results:

Ayes: Anderson, Barnard, Beck, Cerovski, Clowes, Durkee, Emmons, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Hess, Johnson (Silver Bow), MacDonald, McAndrews, Mahoney, Marsenich, Michels, Parker, Regan, Rieder, Ringling, Totten, VanDyke, Wood. Total 27.

Noes: Arnold, Atkinson, Babcock, Bricker, Brownfield, Corcoran, Dwyer, Fry, Fulton, Gebhardt, Gleed, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Lewis & Clark), Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 54.

Absent and not voting: Cavanaugh, Crist, Dempsey, Hansen, Tobin (Silver Bow). Total 5.

Excused: Armstrong, Barrett, Broeder, Hawks, Nixon, Rimel, Sagunsky, Toole. Total 8.

Whereupon the report of the Committee on Ways and Means was adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 215, respectfully report as follows: That House Bill No. 215 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 244, respectfully report as follows: That House Bill No. 244 do not pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration House Bill No. 251, respectfully report as follows: That House Bill No. 251 do pass.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 241, respectfully report as follows: That House Bill No. 241 be amended as follows:

In section 1, by striking out in lines 3, 4, 5 and 6 of page 2 of the original bill, after the word "shall", the words: "be applied toward a reserve for use in the event that the fund hereby established shall be insufficient to meet the said operating expenses and which reserve shall be used only with the approval of the State Controller and the Legislative Assembly." and inserting in lieu there of the words: "revert into the Industrial Accident Fund.";

and as so amended, do pass.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 82, respectfully report as follows: That House Bill No. 82 do not pass.

OMHOLT, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, was disposed of in the following manner:

House Bill No. 106 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 67.

Noes: Omholt, Wetzsteon. Total 2.

Absent and not voting: Anderson, Cavanaugh, Dempsey, Emmons, Gleed, Haines (Missoula), Hansen, Hughes, MacDonald, McAndrews, Marsenich, Norby, Rieder, Sippel, Taylor, Tobin (Silver Bow), Walton. Total 17.

Excused: Armstrong, Barrett, Broeder, Hawks, Nixon, Rimel, Sagunsky, Toole. Total 8.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Tuesday, February 17, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-FOURTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 17, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Babcock, Goffena, Hawks, Nixon, Norby, Toole, all excused; and Hansen, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-third legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: Substitute House Bills Nos. 28 and 93.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 99, 175, 209, 228, 255, 264, 284, 329, 353, 358, 359, and House Joint Memorial No. 6.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 316, respectfully report as follows: That House Bill No. 316 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration House Bill No. 331, respectfully report as follows: That House Bill No. 331 do not pass.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 208, respectfully report as follows: That House Bill No. 208 do not pass.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 306, respectfully report as follows: That House Bill No. 306 be amended as follows: by striking the words "uniform plan of operation," in line 18 of the original bill and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 362, respectfully report as follows: That House Bill No. 362 do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 308, respectfully report as follows: That House Bill No. 308 be amended as follows:

by striking out the word and figure "eighteen (18)" in line 6 of the original bill, and inserting in lieu thereof the word and figure, "sixteen (16)";

and by striking out the word and figure "eighteen (18)" in line 15 of the original bill, and inserting in lieu thereof the word and figure "sixteen (16)";

and as amended do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 119, respectfully report as follows: That House Bill No. 119 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 120, respectfully report as follows: That House Bill No. 120 do not pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 326, respectfully report as follows: That House Bill No. 326 be amended as follows:

in line 13, page 2 of the original bill, after the word "whatsoever", insert the following: "provided, however, that income tax returns shall not be construed to be a legal instrument, contract or document, within the meaning of this act,";

and be further amended by striking out Section 4 in its entirety;

and as amended, do pass.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration House Bill No. 187, respectfully report as follows: That House Bill No. 187 do pass.

McELWAIN, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

February 16, 1953.

Hon. Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved House Bill No. 86, introduced by Durkee, Omholt, Cerovski, Sykes, Pfohl, Mahoney; House Bill No. 129, introduced by Sagunsky and Sippel; House Bill No. 137, introduced by Sagunsky, Sax, Beck; and House Bill No. 243, introduced by the Committee on Appropriations, and House Bill No. 263, introduced by the Committee on Appropriations.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

February 16, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 41 by Committee on Education.

Senate Bill No. 107 by Nesvig et al.

Senate Bill No. 118 by Lott.

Senate Bill No. 134 by Working et al.

Senate Bill No. 152 by Mackay et al.

Senate Bill No. 160 by Worden.

Senate Bill No. 161 by Angstman, Ross.

Senate Bill No. 163 by Committee on Public Lands.

Senate Bill No. 174 by Larson et al.

Senate Bill No. 192 by Mahoney and Larson.

Senate Joint Resolution No. 4 by Worden and James.

Senate Joint Memorial No. 12 by Evans - Lott.

Senate Joint Memorial No. 13 by Nesvig.

Senate Joint Memorial No. 14 by Worden.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 43 by Reed.

House Bill No. 65 by Committee on Ways and Means.

House Bill No. 76 by Steel et al.

House Bill No. 104 by Haines (Missoula).

House Bill No. 138 by Emmons et al.

House Bill No. 145 by Committee on Ways and Means (by request).

House Bill No. 152 by O'Connor.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to Senate Bill No. 32.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 50 by Graybill and Norby.

Substitute House Bill No. 79 by Military Affairs Committee.

House Bill No. 128 by McElwain.

House Bill No. 142 by Ways and Means Committee (by request).

House Bill No. 143 by Ways and Means Committee (by request).

House Bill No. 144 by Ways and Means Committee (by request).

House Bill No. 149 by Smith and Haines (Missoula).

House Bill No. 260 by Ways and Means Committee (by request).

House Bill No. 261 by Ways and Means Committee (by request).

House Bill No. 312 by Peters.

House Bill No. 352 by O'Connor.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Tobin (Lewis & Clark), duly seconded and carried, that consideration of House Bill No. 293 on General Orders be passed for the day.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 41, introduced by Committee on Education: A Bill for an Act Entitled: "An Act to Amend Section 75-3406 of the Revised Codes of Montana, 1947, as Amended by Chapter 189, Laws of 1951, Relating to

Requirements as to Busses, Drivers and Operation of School Busses by Providing for Increases in the Amount of Personal Liability Insurance to be Carried." Referred to Committee on Education.

Senate Bill No. 107, introduced by Nesvig, Mahoney, Hofland, Busch, Grandey, Keller: A Bill for an Act Entitled: "An Act to Amend Section 24-138 of the Revised Codes of Montana, 1947, and as Amended in Chapter 55, Thirty-second Legislative Assembly Session Laws, 1951, Relating to the Duties of Owner of Poles and Wires Upon Notice Being Given by Any Person, Firm or Corporation of Intention to Move Any House, Building, Derrick, or Other Structure; and Providing That Any Person, Firm or Corporation moving Any House, Building, Derrick or Other Structures Within the Limits of Any City, Town or Any County Shall Pay the Necessary and Reasonable Expense of Removing Such Poles, or Raise or Cut Such Wires, and Repealing All Acts or Parts of Acts in Conflict Therewith." Referred to Committee on Townships and Counties.

Senate Bill No. 118, introduced by Lott: A Bill for an Act Entitled: "An Act Authorizing the Creation and Establishment of Public Hospital Districts; Relating to the Territory That May be Included Within Any Such District; Providing Procedures for the Creation of Such Districts Upon Petition to the Board of County Commissioners of Any County; and for Elections Upon the Question of Creating Such Districts; Prescribing the Qualifications of Petitioners for the Creation of Such Districts and Requiring Persons Voting at Elections for the Creation of Such District to be Taxpayers Upon Property Within Such Districts; Defining the Powers of Such Districts; Providing for the Management of Such Districts by a Board of Trustees, and for the Administration of the Funds of Such Districts by Such Board of Trustees; and Providing Procedures for Annexation of Additional Land Area Within Any Such District, and for the Dissolution of Such Districts." Referred to Committee on Townships and Counties.

Senate Bill No. 134, introduced by Working, Robins, Wenger: A Bill for an Act Entitled: "An Act to Amend Section 38-809 of the Revised Codes of Montana, 1947, Pertaining to Applications Into the State Training School at Boulder, Montana, and Providing for Hearings and Evidence to Determine Who Shall be Admitted, and Making the Amount of Money to be Paid by the Person Legally Liable for the Support of the Person to be Admitted a Sum of Not to Exceed Two Dollars ($2.00) per Day." Referred to Committee on State Boards and Institutions.

Senate Bill No. 152, introduced by Mackay et al: A Bill for an Act Entitled: "An Act to Amend Sections 75-1202, 75-1203, 75-1204, 75-1205 and 75-1206 of the Revised Codes of Montana, 1947: to Abolish the Science Commission and to Transfer the Powers and Duties Thereof to the State Historical Society, and to Repeal Section 75-1201." Referred to Committee on State Boards and Institutions.

Senate Bill No. 160, introduced by Worden: A Bill for an Act Entitled: "An Act Relating to the Insurance of Owners and Operators of Motor Vehicles Against Property Damage, Bodily Injury or Death Liability; Providing the Amount of Such Insurance; the Provisions of the Policies of Insurance Issued Therefor; Waiving Immunity of the State From Suit; and Consenting to be Sued." Referred to Committee on Judiciary.

Senate Bill No. 161, introduced by Angstman and Ross: A Bill for an Act Entitled: "An Act to Amend Section 91-4438 and Section 91-4439 of the Revised Codes of Montana, 1947, Relating to Application for Rehearing on the Appraisement, Assessment, and Determination of Inheritance Taxes Providing Time Within Which Said Application for Rehearing Shall be Made, the Procedure Upon Such Rehearing and the Records and Proofs to be Made and the Order to be Entered Thereon." Referred to Committee on Judiciary.

Senate Bill No. 163, introduced by Committee on Public Lands: A Bill for an Act Entitled: "An Act Approving the Full Market Value as Determined by the State Forester and Approved by the State Board of Land Commissioners to Certain State Owned Lands Located Within the Boundaries of Glacier National Park, Authorizing and Directing the Exchange of the Said State Land for Federal Lands of Equal Value." Referred to Committee on State Lands, Forest and Parks.

Senate Bill No. 174, introduced by Larsen, Robinson, Mackay, Moritz: A Bill for an Act Entitled: "An Act to Amend Section 32-1601 of the Revised Codes of Montana, 1947, Relating to the State Highway Commission—Creation—Salary—Bond—Term of Office." Referred to Committee on State Boards and Institutions.

Senate Bill No. 192, introduced by Mahoney and Larson: A Bill for an Act Entitled: "An Act to Amend Section 92-104, Revised Codes of Montana, 1947, Relative to the Qualification, Compensation and Personnel of the Industrial Accident Board, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Appropriations.

Senate Joint Resolution No. 4, introduced by Worden and James: "A Joint Resolution of the Senate and House of Representatives of the State of Montana, to the Senate and House of Representatives of the United States of America, and to the Honorable James E. Murray and the Honorable Mike Mansfield, Senators From Montana, and to the Honorable Wesley A. D'Ewart and the Honorable Lee Metcalf, Representatives in Congress From Montana, Opposing U. S. Senate Bill 281, Which if Enacted Into Law Would Take the Power Away From the Montana Board of Railroad and Public Service Commission in Settling Intrastate Disputes When Freight, Passenger or Station Service is to be Continued or Discontinued, and Placing it Under the Jurisdiction of the Interstate Commerce Commission." Referred to Committee on Constitutional Amendments and Federal Relations.

Senate Joint Memorial No. 12, introduced by Evans, Lott, Alley: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the Congress of the United States to United States Senators James E. Murray and Mike Mansfield and Representatives Lee Metcalf and Wesley A. D'Ewart, Requesting the Congress of the United States of America to Make a Study and Make Recommendations Necessary to Revive the Gold Mining Industry of Montana." Referred to Committee on Mines and Mining.

Senate Joint Memorial No. 13, introduced by Nesvig et al: "A Memorial to the Congress of the United States Secretary of Commerce, the Honorable Thomas MacDonald, Commissioner of Public Roads, District Engineer Karl Chamberlin, Bureau of Public Roads, Senator James E. Murray, Senator Mike Mansfield, Congressman Wesley D'Ewart and Congressman Lee Metcalf Respectfully Urges and Petitions That Secondary and Feeder Roads, Farm-to-Market Roads, Rural Mail Routes, Public School Bus Routes, Local Rural Roads, County Roads, Township Roads, and Access Roads to Secondary and Primary Roads Construction Engineering Plans be Modified to Meet the Practical Needs of Local Areas Respective Road Requirements at Lower Costs of Construction and Maintenance and Providing for Cooperation With the Appropriate Local Officials, State Highway Commission, and the Bureau of Public Roads." Referred to Committee on Highways and Highway Transportation.

Senate Joint Memorial No. 14, introduced by Worden: "A Joint Memorial of the Senate and House of Representatives of the State of Montana to the President and the Congress of the United States, to James E. Murray and Mike Mansfield, Senators From the State of Montana and Wesley A. D'Ewart and Lee Metcalf, Representatives in Congress From the State of Montana, Asking for the Repeal of the Federal Transportation Tax of Three Percent on Freight Charges Since December 1, 1942, and the

Federal Tax Imposed on Passenger Fares of Five Percent as of October 10, 1941, Later Increased to Fifteen Percent." Referred to Committee on Constitutional Amendments and Federal Relations.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Substitute House Bill No. 28 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: Omholt. Total 1.

Absent and not voting: Bricker, Gunderson, Hansen, Higgins, Nybo, Purdy, Sales, Taylor. Total 8.

Excused: Armstrong, Babcock, Goffena, Hawks, Nixon, Norby, Toole. Total 7.

Substitute House Bill No. 93, was passed by the following vote:

Ayes: Arnold, Atkinson, Bricker, Broeder, Brownfield, Corcoran, Crist, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gleed, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Rimel, Sales, Sax, Seifert, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 60.

Noes: Anderson, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Gunderson, Hess, Higgins, Johnson (Silver Bow), McAndrews, Mahoney, Marsenich, Michels, Ringling, VanDyke, Wood. Total 23.

Absent and not voting: Hansen, Reed, Sagunsky, Taylor. Total 4.

Excused: Armstrong, Babcock, Goffena, Hawkes, Nixon, Norby, Toole. Total 7.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules of the previous session.

Schiltz of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That the enacting clause of House Bill No. 163 be stricken.

That the enacting clause of House Bill No. 328 be stricken.

That House Bill No. 282 do pass.

That the committee do rise and report progress and ask leave to sit again.

SCHILTZ, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 282.

OMHOLT, Chairman.

Report adopted.

We, your Committee on Printing, to whom were referred House Bills Nos. 37, 124, 182, 207, 343 and Substitute House Bills Nos. 110 and 290, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Labor, having had under consideration Senate Bill No. 198, respectfully report as follows: That Senate Bill No. 198 be not concurred in.

PIERCE, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 229, respectfully report as follows: That House Bill No. 229 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 201, respectfully report as follows: That House Bill No. 201 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 330, respectfully report as follows: That House Bill No. 330 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 231, respectfully report as follows: That House Bill No. 231 do not pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 103, respectively report as follows: That House Bill No. 103 do not pass.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration House Bill No. 80, respectfully report as follows: That House Bill No. 80 do not pass.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Labor, having had under consideration House Bill No. 321, respectfully report as follows: That House Bill No. 321 be amended in line 29, page 1, Section 3, of the original bill, after the word "mowing" be inserted the words "selling and distributing Newspapers,";

to be further amended Page 1, Section 2, line 25, of the original bill, by striking the words and figures "seventy-five cents (75¢)" and inserting in lieu thereof the words and figures "fifty cents (50¢)";

to be further amended Page 2, Section 5, line 16, of the original bill, by striking the word "employee" and inserting in lieu thereof the word "employer";

and as amended do pass.

PIERCE, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Reed, duly seconded and carried, that House Bill No. 112 be passed for the day.

The following resolution was read and adopted:

HOUSE RESOLUTION NO. 1

Introduced by the Committee on Workmen's Compensation

A Resolution Providing for the Appointment of an Interim Committee to be Known as the "Occupational Disease Committee" to Study the Question of Occupational Disease, to Meet With Labor and Management for the Purpose of Obtaining Full and Detailed Information Concerning Occupational Disease, and to Make Such Recommendations to the Thirty-fourth Legislative Assembly of the State of Montana of 1955, as the Facts Warrant and the Committee Deems Advisable.

WHEREAS, the subject of occupational disease has long been a topic of discussion and much proposed legislation has been offered; and

WHEREAS, the question of occupational disease has heretofore been obscured by the discussion of silicosis with the result that no satisfactory answer has been made or given as to whether or not any problem requiring legislation exists in Montana; and

WHEREAS, an unsuccessful attempt was made to initiate an occupational disease measure in 1952; and

WHEREAS, four bills have been introduced in the House at this Session of the Legislature relating to the question of occupational disease, two of which bills have been referred to a Sub-Committee of the Committee on Workmen's Compensation with instructions to reconcile the appropriate features of the various bills so as to propose suitable legislation; and

WHEREAS, the Sub-Committee has made a detailed study of the bills proposed and has attempted to draft legislation in the form of a substitute bill which will combine the salient features of said bills. The Sub-Committee, however, has determined that the question is too broad and complicated for drafting a suitable bill at this late date, and if suitable and adequate law involving occupational disease is to be enacted, it is necessary that a more detailed study of the question be made; and

WHEREAS, the Sub-Committee believes and has recommended to the Committee on Workmen's Compensation that in order to determine whether or not a question of occupational disease exists in Montana, an Interim Committee should be appointed with instructions to make a complete study of the various questions concerning the subject of occupational disease; and

WHEREAS, if said Committee deems legislation relating to the question of occupational disease necessary, it shall prepare and submit suitable legislation to the next Legislative Assembly; and

WHEREAS, in making its study the Committee should consult with labor and management and attempt to reach a reasonable, satisfactory and understandable solution of the question of occupational disease if the same exists in Montana; and

WHEREAS, if it is the opinion of said Committee that there is a question of occupational disease in Montana which requires legislation, it is the opinion and belief of your Committee that any legislation proposed to the Legislature should provide for medical examinations, suitable waiver clauses and joint contributions by employer and employee; that occupational disease is not and cannot be one of industrial accident for the reason that occupational disease can be acquired off as well as on the job, but the act should be administered by the Industrial Accident Board with a separate fund to be created for occupational disease, with corresponding separate rates and classifications:

NOW, THEREFORE, BE IT RESOLVED, that an Interim Committee to be known as the "Occupational Disease Committee" consisting of three (3) members who shall be appointed by the Speaker of the House to make a study of the question of occupational disease, said Committee to report to the Thirty-fourth Legislative Assembly of the State of Montana in 1955 the results of its study; if the Committee finds that a question of occupational disease exists in Montana which requires legislation to then recommend proposed legislation suitable to meet the question of occupational disease as they may find exists; and

BE IT FURTHER RESOLVED, that if there should be any unappropriated moneys in the General Fund, the members of said Committee shall be reimbursed therefrom by the Thirty-fourth Legislative Assembly of the State of Montana of 1955 the actual moneys expended in performance of their duties pursuant hereto.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Schiltz of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 88 do pass.

That House Bill No. 180 do pass.

That House Bill No. 210 do pass.

That House Bill No. 216 do pass.

That House Bill No. 252 do pass.

That the enacting clause of House Bill No. 254 be stricken.

That consideration of House Bill No. 271 be indefinitely postponed.

That consideration of House Bill No. 287 be passed for the day.

That House Bill No. 294 do pass.

That House Bill No. 299 do pass.

That Subtsitute House Bill No. 100 do pass.

That House Bill No. 342 do pass.

That House Joint Resolution No. 5 do pass.

That consideration of Senate Amendments to House Bill No. 43 be passed for the day.

That Senate Amendments to House Bill No. 65 be concurred in.

That Senate Amendments to House Bill No. 76 be concurred in.

That consideration of Senate Amendments to House Bill No. 104 be passed for the day.

That Senate Amendments to House Bill No. 138 be concurred in.

That Senate Amendments to House Bill No. 145 be concurred in.

That Senate Amendments to House Bill No. 152 be concurred in.

SCHILTZ, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 65 were concurred in by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Ringling, Sagunsky, Sales, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Corcoran, Hansen, MacDonald, McDonnell, McElwain, Rieder, Sax, Seifert. Total 8.

Excused: Armstrong, Arnold, Babcock, Dempsey, Goffena, Haines (Missoula), Hawks, Nixon, Nybo, Pfohl, Regan, Toole. Total 12.

Senate Amendments to House Bill No. 76 were concurred in by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Reed,

Rimel, Ringling, Sagunsky, Sales, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Corcoran, Dwyer, Graybill, Hansen, McDonnell, McElwain, Parker, Rieder, Sax, Seifert. Total 10.

Excused: Armstrong, Arnold, Babcock, Dempsey, Goffena, Haines (Missoula), Hawks, Nixon, Nybo, Pfohl, Regan, Toole. Total 12.

Senate Amendments to House Bill No. 138 were concurred in by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Corcoran, Graybill, Hansen, Higgins, McDonnell, McElwain, Sax. Total 7.

Excused: Armstrong, Arnold, Babcock, Dempsey, Goffena, Haines (Missoula), Hawks, Nixon, Nybo, Pfohl, Regan, Toole. Total 12.

Senate Amendments to House Bill No. 145 were concurred in by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Cerovski, Corcoran, Fry, Graybill, Hansen, Higgins, McDonnell, McElwain, Norby, Sax, Tobin (Lewis & Clark). Total 11.

Excused: Armstrong, Arnold, Babcock, Dempsey, Goffena, Haines (Missoula), Hawks, Nixon, Nybo, Pfohl, Regan, Toole. Total 12.

Senate Amendments to House Bill No. 152 were concurred in by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Clowes, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Hilger, Hughes, Iten,

Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Bricker, Cerovski, Corcoran, Crist, Fry, Hansen, Higgins, McDonnell, McElwain, Rieder, Seifert, Taylor. Total 12.

Excused: Armstrong, Arnold, Babcock, Dempsey, Goffena, Haines (Missoula), Hawks, Nixon, Nybo, Pfohl, Regan, Toole. Total 12.

House Bill No. 282 was passed by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Clowes, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Bricker, Cerovski, Corcoran, Crist, Hansen, Higgins, Hughes, McDonnell, McElwain, Taylor, Tobin (Lewis & Clark). Total 11.

Excused: Armstrong, Arnold, Babcock, Dempsey, Goffena, Haines (Missoula), Hawks, Nixon, Nybo, Pfohl, Regan, Toole. Total 12.

The Speaker signed Senate Bill No. 32 in open session.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Wednesday, February 18, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-FIFTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 18, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Hansen, Regan, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-fourth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred Substitute House Bill No. 179, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 216, 210, 88, Substitute House Bill No. 100, House Bills Nos. 252, 294, 299, 342, 180, House Joint Resolution No. 5.

HILGER, Acting Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 345, respectfully report as follows: That House Bill No. 345 do pass.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration House Bill No. 258, respectfully report as follows: That House Bill No. 258 do not pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 192, respectfully report as follows: That Senate Bill No. 192 be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 193, respectfully report as follows: That Senate Bill No. 193 be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 111, respectfully report as follows: That Senate Bill No. 111 be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 361, respectfully report as follows: That House Bill No. 361 be amended as follows:

by striking out in line 16 of page 4 of the original bill the words and figures "thirty thousand two hundred dollars, $30,200.00" and inserting in lieu thereof the words and figures "twenty-three thousand nine hundred dollars, $23,900.00";

and be further amended by striking out in line 18 of page 9 of the original bill the words and figures "thirty thousand two hundred dollars, $30,200.00" and inserting in lieu thereof the words and figures "twenty-three thousand nine hundred dollars, $23,900.00";

and be further amended by striking out in line 25 of page 7 of the original bill the words "general fund" and inserting in lieu thereof the words "public school equalization fund";

and be further amended by striking out in line 30 of page 5 of the original bill the words and figures "twelve thousand two hundred dollars, $12,200.00" and inserting in lieu thereof the words and figures "thirteen thousand eight hundred dollars, $13,800.00";

and be further amended by striking out in line 2 of page 11 of the original bill the words and figures "twelve thousand two hundred dollars, $12,200.00" and inserting in lieu thereof the words and figures "thirteen thousand eight hundred dollars, $13,800.00";

and as amended do pass.

TAYLOR, Chairman.

Report adopted.

MESSAGES FROM THE SENATE

February 17, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 46 by Committee on Education.

Senate Bill No. 207 by Valiton et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

Substitute House Bill No. 34 by Committee on Workmen's Compensation.

House Bill No. 111 by MacDonald and Norby.

House Bill No. 127 by Anderson, Regan.

House Bill No. 156 by Seifert.

House Bill No. 157 by Seifert.

House Bill No. 219 by Norby.

House Bill No. 226 by Graybill and McElwain.

House Bill No. 227 by Graybill.

House Bill No. 239 by Bricker.

House Bill No. 270 by Rimel.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Public Health and Safety, report adopted, and the bill is herewith returned to the House:

House Bill No. 151 by Juedeman et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 6 by McElwain.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Taylor, duly seconded and carried, that the House reconsider its action in adopting an adverse committee report on House Bill No. 231.

A motion was made by Taylor, duly seconded and carried, that House Bill No. 231 be referred to Committee on Appropriations.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 46, introduced by Committee on Education: A Bill for an Act Entitled: "An Act to Amend Section 75-4602 of the Revised Codes of Montana, 1947, as Amended by Section 2 of Chapter 188, Laws of 1951, Relating to the Division of a County Into High School Districts by the County Commission by Providing for High School Districts in That Part of a County Where Joint Districts Exist." Referred to Committee on Education.

Senate Bill No. 207, introduced by Valiton, Mahoney, Nutter, Working, Mackay, Brenner: A Bill for an Act Entitled: "An Act Providing for the Expression by the People of the State of Montana of Their Preference for Party Nominations for President of the United States; Providing for the Election of Delegates and Alternates to National Conventions of Political Parties; Providing for the Method of Holding Presidential Primaries; Amending Section 23-1002 of the Revised Codes of Montana, 1947, Relating to the Method of Selecting Delegates to National Political Conventions; Amending Section 23-1006 of the Revised Codes of Montana, 1947, Relating to the Election of Presidential Delegates and Alternates to the National Conventions; Amending Section 23-1007 of the Revised Codes of Montana, 1947, Relating to the Certification of the Election of Delegates to the National Conventions; Amending Section 23-1008 of the Revised Codes of Montana, 1947, Relating to Payment of Convention Expenses; Amending Section 23-902 of the Revised Codes of Montana, 1947, Relating to the Date of Holding Primary Elections; Providing for the Submission of This Act to the Qualified Electors of the State of Montana at the Next General Election; Describing the Form of Ballots to be Used and the Duties of Secretary of State of the State of Montana Relative to the Submission of Said Act to the Qualified Electors of Said State; Providing When This Act Shall Take Effect; and, Providing for Repeal of All Other Acts and Parts of Acts in Conflict Herewith Upon Approval of This Act by Majority of All Votes Cast at the Referendum Election Herein Provided."

Referred to Committee on Privileges and Elections.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

House Bill No. 216 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Broeder, McDonnell, Nixon, Norby, Phillips. Total 5.

Excused: Armstrong, Hansen, Regan, Toole. Total 4.

House Bill No. 210 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: Omholt. Total 1.

Absent and not voting: Broeder, Cavanaugh, Emmons, McDonnell, Norby, Phillips, Taylor. Total 7.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 88 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 86.

Noes: None.

Absent and not voting: Dwyer, McDonnell, Sykes, Taylor, Tobin (Lewis & Clark). Total 5.

Excused: Armstrong, Hansen, Toole. Total 3.

Substitute House Bill No. 100 failed to pass by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Dempsey, Gebhardt, Goodwin, Graybill, Gunderson, Hancock, Hanson, Hess, Higgins, Juedeman, Loughran, MacDonald, McElwain, Norby, Nybo, O'Connor, Peters, Pfohl, Pierce, Reed, Regan, Rieder, Rimel, Schiltz, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten. Total 36.

Noes: Arnold, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Emmons, Fry, Fulton, Gershmel, Gleed, Goffena, Goodgame, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hawks, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, Mahoney, Marsenich, Nixon, Parker, Phillips, Powell, Purdy, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Tange, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 49.

Absent and not voting: Dwyer, McDonnell, Michels, Omholt, Sykes, Taylor. Total 6.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 252 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 87.

Noes: Rieder. Total 1.

Absent and not voting: Crist, Loughran, Michels. Total 3.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 294 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: Pfohl. Total 1.

Absent and not voting: Gunderson, Loughran, McElwain, Marsenich, Pierce, Regan, Sagunsky, Sales, Taylor. Total 9.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 299 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck,

Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Corcoran, Gershmel, Loughran, McElwain, Marsenich, Norby, Powell, Regan, Sales, Taylor. Total 10.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 342 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Purdy, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brownfield, Juedeman, McElwain, Marsenich, Nybo, Powell, Reed, Regan, Sales, Taylor. Total 10.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 180 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Barrett, Fry, Graybill, McElwain, Marsenich, Nybo, Phillips, Powell, Regan, Schiltz, Taylor. Total 11.

Excused: Armstrong, Hansen, Toole. Total 3.

House Joint Resolution No. 5 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck,

Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pierce, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: Brownfield. Total 1.

Absent and not voting: Fry, Loughran, Marsenich, Nybo, Pfohl, Phillips, Powell, Regan, Tange, Taylor. Total 10.

Excused: Armstrong, Hansen, Toole. Total 3.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Graybill of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Amendments to House Bill No. 43 be concurred in.

That Senate Amendments to House Bill No. 104 be concurred in.

That House Bill No. 112 be amended in Section 1 by inserting after the words "Debt retirement" on line 6, page 1 of the printed bill, the following: "and for the payment of any and all costs and expense incurred in connection with any adult education program, kindergarten, recreation program, school lunch and cafeteria program, new buildings, new grounds, teachers' retirement, tuition and transportation,"; and be further amended by striking out the words and figures "three thousand dollars ($3,000)" on line 10, page one of the printed bill and inserting in lieu thereof the words and figures "two thousand seven hundred dollars ($2,700)"; and by striking out the words and figures "eighteen hundred dollars ($1,800)" on lines 11 and 12, page one of the printed bill and inserting in lieu thereof the words and figures "seventeen hundred dollars ($1,700)"; and by striking out the words and figures "three thousand dollars ($3,000)" on line 14, page one of the printed bill and inserting in lieu thereof the words and figures "twenty-seven hundred dollars ($2,700)"; and by striking out the words and figures "four thousand dollars ($4,000), plus three thousand dollars ($3,000)" on lines 17 and 18, page one of the printed bill and inserting in lieu thereof the words and figures "thirty-seven hundred dollars ($3,700), plus twenty-eight hundred dollars ($2,800)"; and by striking out the words and figures "two hundred and eighty dollars ($280.00) shall be decreased at the rate of seventy cents ($0.70)" on lines 22 and 23, page one of the printed bill and inserting in lieu thereof the words and figures "two hundred forty-nine dollars ($249.00) shall be decreased at the rate of forty-five cents ($0.45)"; and by striking out the words and figures "two hundred thirty-one dollars ($231.00) shall be decreased at the rate of twelve cents ($0.12) on lines 26 and 27, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred seventeen dollars and fifty cents ($217.50) shall be decreased at the rate of eighteen

cents ($0.18)"; and by striking out the words and figures "two hundred and seven dollars ($207.00)" on line 29, page two of the printed bill and inserting in lieu thereof the words and figures "one hundred eighty-one dollars and fifty cents ($181.50)"; and by striking out the words and figures "sixty (60)" on line 35, page two of the printed bill and inserting in lieu thereof the words and figures "forty (40)"; and by striking out the words and figures "four hundred forty-two dollars ($442.00)" on lines 36 and 37, page two of the printed bill and inserting in lieu thereof the words and figures "three hundred seventy-five dollars ($375.00)"; and by inserting a new paragraph after the word "aid" on line 39, page two of the printed bill reading as follows: "For a secondary school having an ANB of more than forty (40) pupils the maximum of three hundred seventy-five dollars ($375.00) shall be decreased at the rate of ninety cents ($0.90) for each additional pupil until the ANB shall have reached a total of sixty (60) such pupils"; and by striking out the words and figures "four hundred forty-two dollars ($442.00) shall be decreased at the rate of two dollars and eighty cents ($2.80)" on lines 41 and 42, page two of the printed bill and inserting in lieu thereof the words and figures "three hundred fifty-seven dollars ($357.00) shall be decreased at the rate of one dollar and thirty cents ($1.30)"; and by striking out the words and figures "three hundred thirty dollars ($330.00) shall be decreased at the rate of forty cents ($0.40)" on lines 44 and 45, page two of the printed bill and inserting in lieu thereof the words and figures "three hundred five dollars ($305.00) shall be decreased at the rate of forty-five cents ($0.45)"; and by striking out the words and figures "two hundred ninety dollars ($290.00) shall be decreased at the rate of thirty-two cents ($0.32)" on lines 47 and 48, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred sixty dollars ($260.00) shall be decreased at the rate of twenty-five cents ($0.25)"; and by striking out the words and figures "two hundred fifty-eight dollars ($258.00)" on line 50, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred thirty-five dollars ($235.00)"; and by striking out the words and figures "two hundred forty dollars and fifty cents ($240.50)" on line 53, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred seventeen dollars and fifty cents ($217.50)"; and by striking out in line 3, page 1, of the printed bill the word "The" and inserting in lieu thereof the following: "During the school years beginning July 1, 1953, and ending June 30, 1954, and beginning July 1, 1954, and ending June 30, 1955, the"; and be further amended in Section 2 by striking out the words "All acts and parts of acts in conflict herewith are hereby repealed." and by inserting in lieu thereof the following: "The provisions of this Act shall apply to the distribution and apportionment of the state public school equalization fund only in the school years beginning July 1, 1953, and ending June 30, 1954, and beginning July 1, 1954, and ending June 30, 1955, and not to any year or years thereafter, and this Act shall cease to have any force or effect after the 30th day of June, 1955. None of the provisions of this Act shall be deemed or construed to be in conflict with or to repeal any of the provisions of Section 3, Chapter 199 of the Session Laws of Montana of 1949."; and be further amended in Section 3 by striking out all of said section: and be further amended in the Title by striking out of the printed bill the period following the word "fund" at the end of the title, by inserting a comma (,) in lieu of such period and by adding the following at the end of the title: "For the School Years Beginning July 1, 1953, and Ending June 30, 1954, and Beginning July 1, 1954, and Ending June 30, 1955.";

That further consideration of House Bill No. 112 be passed for the day.

That the committee do rise and report progress and ask leave to sit again.

GRAYBILL, Chairman.

A motion was made by Graybill, duly seconded, that the committee report be adopted. A substitute motion was made by Reed that House Bill

No. 112 be segregated from Committee of the Whole report. The motion was lost by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hancock, Hanson, Hess, Higgins, Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Parker, Pfohl, Reed, Rieder, Rimel, Ringling, Sax, Seifert, Steel, VanDyke, Walton, Wood. Total 40.

Noes: Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Corcoran, Crist, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Hawks, Hilger, Hughes, Iten, Johnson (Granite), Loughran, McDonnell, McElwain, Norby, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Purdy, Regan, Sagunsky, Sales, Schiltz, Sippel, Smith, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 50.

Absent and not voting: Nybo. Total 1.

Excused: Armstrong, Hansen, Toole. Total 3.

Whereupon the report of the Committee of the Whole was adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 305, 327, 332, 350, and Substitute House Bill No. 107, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 50, 128, 142, 143, 144, 149, 312, 352, 261, and 260, and Substitute House Bill No. 79.

REGAN, Acting Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 65 and 138.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 50 introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 149 introduced by me and find the same to be correct.

SMITH.

I have examined Substitute House Bill No. 79 introduced by the Committee on Military Affairs and find the same to be correct.

PURDY, Vice-chairman.

I have examined House Bill No. 312 introduced by me and find the same to be correct.

PETERS.

I have examined House Bill No. 128 introduced by me and find the same to be correct.

McELWAIN.

I have examined House Bill No. 352 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 144 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 142 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 143 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 260 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 261 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 138 introduced by me and find the same to be correct.

STEEL.

I have examined House Bill No. 65 introduced by me and find the same to be correct.

O'CONNOR.

The Speaker signed the following bills in open session: House Bills Nos. 138, 65, 50, 149, 260, 143, 261, Substitute House Bill No. 79, House Bills Nos. 312, 128, 352, 144, 142.

MESSAGES FROM SENATE

February 18, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for nonconcurrence by the Judiciary Committee, report adopted, and the bill is herewith returned to the House:

Substitute House Bill No. 150 by Committee on Highways and Highway Transportation.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration:

House Bill No. 151 by Juedeman et al.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

A motion was made by Wiedman that the House comply with the request from the Senate for the return of House Bill No. 151. Motion duly seconded and carried.

MOTIONS AND RESOLUTIONS

A motion was made by O'Connor that House Bill No. 112 be taken from General Orders and referred to the Committee on Appropriations. A substitute motion was made by Smith that House Bill No. 112 be referred back to the Committee on Education. The substitute motion was duly seconded and carried.

A motion was made by Brownfield that the House reconsider its action in adopting the Committee of the Whole report of February 17, 1953. Motion duly seconded and carried.

A motion was made by Brownfield that House Bill No. 254 be segregated from the Committee of the Whole report. Motion duly seconded and carried.

A motion was made by Brownfield that the Committee of the Whole report be adopted as amended. Motion duly seconded and carried.

A motion was made by Brownfield that House Bill No. 254 be rereferred to the Committee on Agriculture, Dairying and Horticulture. Motion duly seconded and carried.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 50, 128, 142, 143, 144, 149, 312, 352, 260, 261, 65, and 138, and Substitute House Bill No. 79, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:40 o'clock, p. m., delivered to the Governor for his approval.

REGAN, Acting Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 99, 175, 209, 228, 264, 287, 124, 255, 293, 329, 358, 359, House Joint Memorial No. 6, House Bills Nos. 37, 207, 353, Substitute House Bills Nos. 110 and 290.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 101, 126, 241, 278, 288, and Substitute House Bills Nos. 197 and 253, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of in the following manner:

Senate Amendments to House Bill No. 104 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell,

McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Barnard, Beck, Brownfield, Dwyer, Nixon, Phillips, Purdy, Regan, Taylor. Total 9.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

Senate Amendments to House Bill No. 43 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Brownfield, MacDonald, McDonnell, Nixon, Phillips, Pierce, Purdy, Rieder, Taylor. Total 9.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 99 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cerovski, Corcoran, Durkee, Emmons, Fry, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, Parker, Peters, Pfohl, Phillips, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 66.

Noes: Arnold, Cavanaugh, Clowes, Dempsey, Gershmel, O'Connor, Omholt, Purdy, Sales, Tange, Watkins. Total 11.

Absent and not voting: Brownfield, Dwyer, Gleed, Haines (Missoula), Higgins, Loughran, MacDonald, McElwain, Nixon, Pierce, Rieder, Taylor. Total 12.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 175 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, Mc-

Donnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Bricker, Dwyer, Higgins, Loughran, Nixon, Pierce, Rieder, Taylor. Total 8.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 209 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Higgins, Loughran, Michels, Pierce, Rieder, Taylor. Total 6.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 228 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: Arnold. Total 1.

Absent and not voting: Higgins, McDonnell, McElwain, Michels, Pierce, Rieder, Rimel, Taylor. Total 8.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 264 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell,

McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: Arnold, Brownfield, Goffena, Sales. Total 4.

Absent and not voting: Gunderson, Pierce, Rieder, Taylor. Total 4.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 287 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gleed, Goodwin, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wilson, Mr. Speaker. Total 65.

Noes: Arnold, Barnard, Barrett, Cerovski, Clowes, Gershmel, Goffena, Goodgame, Graybill, Hess, Iten, Leuthold, Michels, Sagunsky, Sales, Wetzsteon, Wood. Total 17.

Absent and not voting: Beck, Fry, MacDonald, Marsenich, Rieder, Taylor, Wiedman. Total 7.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 124 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Corcoran, Higgins, MacDonald, Marsenich, Rieder, Tange, Taylor. Total 7.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 255 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels,

Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: Goffena. Total 1.

Absent and not voting: Higgins, Rieder, Smith, Taylor, Tobin (Silver Bow). Total 5.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 293 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: Nybo. Total 1.

Absent and not voting: Beck, Higgins, Omholt, Rieder, Smith, Taylor. Total 6.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 329 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Norby, O'Connor, Phillips, Rieder, Seifert, Smith, Taylor. Total 7.

Excused: Armstrong, Crist, Haines (Flathead), Hansen, Toole. Total 5.

House Bill No. 358 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels,

Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Gleed, Hilger, Hughes, Juedeman, McDonnell, Omholt, Phillips, Ringling, Watkins, Wetzsteon. Total 10.

Absent and not voting: Goffena, Haines (Missoula), Rieder, Taylor. Total 4.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

House Bill No. 359 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: Gleed, Hughes, McDonnell, Ringling, Wetzsteon. Total 5.

Absent and not voting: Higgins, Phillips, Rieder, Taylor, Watkins. Total 5.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

House Joint Memorial No. 6 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Barnard, Bricker, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hancock, Hawks, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, McAndrews, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Reed, Regan, Sax, Seifert, Tange, Tobin (Silver Bow), Totten, VanDyke, Wood. Total 48.

Noes: Babcock, Beck, Broeder, Fulton, Haines (Prairie), Hanson, Hughes, Iten, Leuthold, Loughran, McDonnell, McElwain, Norby, O'Connor, Peters, Pfohl, Pierce. Powell, Purdy, Rimel, Ringling, Sagunsky, Sales, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Lewis & Clark), Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 35.

Absent and not voting: Barrett, MacDonald, Phillips, Rieder, Taylor. Total 5.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

House Bill No. 37 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson

(Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: O'Connor. Total 1.

Absent and not voting: Pfohl, Rieder, Sippel, Watkins. Total 4.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

House Bill No. 207 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Rieder, Smith, Taylor. Total 3.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

House Bill No. 353 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Bricker, Broeder, Cavanaugh, Corcoran, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Goodwin, Graybill, Gunderson, Haines (Missoula), Hancock, Hanson, Hess, Hughes, Johnson (Granite), Leuthold, Loughran, McDonnell, McElwain, Norby, O'Connor, Pfohl, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 54.

Noes: Arnold, Beck, Cerovski, Clowes, Emmons, Gershmel, Goffena, Goodgame, Haines (Prairie), Hawks, Higgins, Hilger, Iten, Johnson (Silver Bow), Juedeman, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Peters, Phillips, Pierce, Ringling, Tange, Taylor, VanDyke, Watkins. Total 32.

Absent and not voting: Gleed, Rieder. Total 2.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

Substitute House Bill No. 110 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Beck, Bricker, Broeder, Corcoran, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Graybill, Haines (Prairie), Haines (Missoula), Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDon-

ald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 66.

Noes: Anderson, Barnard, Barrett, Cavanaugh, Cerovski, Clowes, Durkee, Emmons, Gershmel, Goodwin, Gunderson, Hancock, Hess, Johnson (Silver Bow), McAndrews, Marsenich, Powell, Ringling, Wood. Total 19.

Absent and not voting: Pfohl, Rieder, Tobin (Lewis & Clark). Total 3.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

Substitute House Bill No. 290 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippell, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Barnard, MacDonald, O'Connor, Rieder. Total 4.

Excused: Armstrong, Brownfield, Crist, Haines (Flathead), Hansen, Toole. Total 6.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Graybill of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 287 do pass.

That House Bill No. 293 be amended in Section 2 by striking out in lines 15 and 16 of the printed bill the words: "State Historical Society Fine Arts and Exhibition Fund"; and further amend lines 18 and 19 of the printed bill by striking out the words: "use of the State Historical Society Fine Arts Division for educational exhibition", and inserting in lieu thereof the words on lines 15 and 16 "Veterans Memorial Fund" and on lines 18 and 19 the words: "use of the Veterans Memorial Fund Commission as prescribed in Section 78-302 Revised Codes of Montana, 1947"; and be further amended in the title by striking out in line 8 of the title of the printed bill after the word "For" the words: "Educational Purposes", and inserting in lieu thereof the words "The Purposes Herein Provided"; and as so amended do pass.

That House Bill No. 99 be amended in Section 8 by striking out all of Section 8 of the printed bill; and as so amended do pass.

That House Bill No. 175 do pass.

That House Bill No. 209 do pass.

That House Bill No. 228 do pass.

That House Bill No. 255 do pass.

That House Bill No. 264 do pass.

That House Bill No. 124 do pass.

That House Bill No. 329 do pass.

That House Bill No. 353 do pass.

That House Bill No. 358 do pass.

That House Bill No. 359 do pass.

That House Joint Memorial No. 6 do pass.

That House Bill No. 37 do pass.

That the enacting clause of House Bill No. 284 be stricken.

That consideration of House Bill No. 182 be passed for the day.

That House Bill No. 207 do pass.

That further consideration of House Bill No. 343 be indefinitely postponed.

That Substitute House Bill No. 290 do pass.

That Substitute House Bill No. 110 do pass.

That Senate Amendments to House Bill No. 6 be concurred in.

GRAYBILL, Chairman.

Report adopted.

THIRD READING

Senate Amendments to House Bill No. 6, having been read three several times, history and title agreed to, were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Peters, Pfohl, Pierce, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Barnard, Beck, Haines (Missoula), Loughran, Nixon, Parker, Phillips, Powell, Rieder, Ringling, Walton. Total 11.

Excused: Armstrong, Haines (Flathead), Hansen, Toole. Total 4.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Thursday, February 19, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-SIXTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 19, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Armstrong, Barnard, Beck, Dempsey, Emmons, Hancock, Hansen, Higgins, Leuthold, McAndrews, Reed, Rieder, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Toole, Walton, Wetzsteon, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-fifth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 156, 226, 239, and 157.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 157 introduced by me and find the same to be correct.

SEIFERT.

I have examined House Bill No. 156 introduced by me and find the same to be correct.

SEIFERT.

I have examined House Bill No. 239 introduced by me and find the same to be correct.

BRICKER.

I have examined House Bill No. 226 introduced by me and find the same to be correct.

GRAYBILL.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration House Bill No. 315, respectfully report as follows: That House Bill No. 315 be amended as follows: Underscore all of Section 2, page 2 of the original bill as follows: "Section 2. An additional license tax of one-half cent (½¢) per gallon for each gallon of gasoline, as defined in Section 84-1801 (1) (c), R. C. M. 1947, as amended by Chapter 52, Laws of the Thirty-second Legislative Assembly of the State of Montana, 1951, over and above the tax provided for in Section 1 above, is hereby levied, to be collected in the manner now provided by law." and as amended, be submitted without recommendation.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 164, respectfully report as follows: That Senate Bill No. 164 be amended in Section 1, subsection 5, page 3, line 10 of the original bill by striking out after the word "in" the words "any county" and inserting in lieu thereof the words and figures "counties of classifications 1, 2, 3 and 4; fifteen thousand dollars in counties of classifications 5 and 6; and seven thousand five hundred dollars in counties

of classification 7."; further amended by striking out in Section 1, subsection 5, page 3, line 19 of the original bill after the word "of" the words "twenty-five thousand dollars."; further amended in Section 2, page 4, lines 25 and 26 of the original bill by striking out Section 2; and as so amended be concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 168, respectfully report as follows: That Senate Bill No. 168 be concurred in.

HUGHES, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 18, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 10 by Mackay et al.

Substitute for Senate Bill No. 27 by Judiciary Committee.

Substitute for Senate Bill No. 113 by Committee on Oils and Leases.

Senate Bill No. 119 by Grandy et al.

Senate Bill No. 142 by Anderson (Pondera).

Senate Bill No. 153 by Mackay and McQuitty.

Senate Bill No. 170 by Wallace et al.

Senate Bill No. 171 by Weydemeyer et al.

Senate Bill No. 200 by Moss et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments:

Subtsitute House Bill No. 48 by Oil and Gas Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 91 by Cerovski.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Committee on Liquor Control, reports adopted, and the bills are herewith returned to the House:

House Bill No. 130 by Emmons et al.

House Bill No. 249 by Purdy.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Taxation, report adopted, and the bill is herewith returned to the House:

House Bill No. 64 by Cerovski.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

The Speaker signed House Bills Nos. 156, 239, 226, and 157 in open session.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and unanimously carried, that the House give unanimous consent to suspend Section 2 of House Rule No. 38.

A motion was made by Sales, duly seconded and carried, that House Bill No. 179 be passed temporarily until afternoon.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees:

Senate Bill No. 10, introduced by Mackay, Tibbals, Larson: A bill for an act entitled: "An Act to Amend Chapter 10 of Title 82 of the Revised Codes of Montana, 1947, Relating to Examination of Accounts of Cities, Towns and School Districts of the First and Second Class, and in Particular, Amending Section 82-1008 of the Revised Codes of Montana, 1947, as it Relates to Examination of Accounts of School Districts of the First and Second Class, and Providing an Annual Audit of All School Districts Within the State Whose Total Appropriations or Expenditures Exceed Ten Thousand Dollars ($10,000.00) Annually; Providing That the State Examiner Shall Prescribe the Audit Procedure; Providing That the School Board Shall Engage the Services of the State Examiner or a Qualified Certified Public Accountant to Make Audit; Providing for an Increase of State Examiner's Fee; Providing That a Copy of Said Audit be Filed With the County Superintendent of Schools; Providing That Said Superintendent Publish Such Audit; Providing That the Cost of the Annual Audit be Borne by the School District; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Education.

Substitute Senate Bill No. 27, introduced by Committee on Judiciary: A bill for an act entitled: "An Act to Amend Section 9482 of the Revised Codes of Montana of 1935 as Codified in Section 93-6206, Revised Codes of Montana, 1947, and as Amended by Chapter 66 of the Session Laws of 1949 Relating to the Service of Summons by Publication in Actions to Quiet Title to Real Property and Providing That Affidavits for Publication of Summons in Certain Cases Shall be Sufficient Evidence of the Diligence

Used to Find Certain Defendants if the Affidavit Recite the Fact That Diligent Inquiry Was Made Without Therein Detailing the Facts Constituting the Inquiry, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Judiciary.

Substitute Senate Bill No. 113, introduced by Committee on Oils and Leases: A bill for an act entitled: "An Act Authorizing the Leasing for Oil and Gas Development Purposes of Real Property Owned by Counties, Cities, Towns, School Districts or Incorporated Political Subdivisions; Providing for Minimum Royalties and Maximum Terms of Such Leases; Providing That Nothing Contained in This Act Shall Authorize the Leasing of Lands Acquired by a County by Tax Deed Except Under the Provisions of Section 84-4194 of the Revised Codes of Montana, 1947; Authorizing the Pooling or Unitization of Such Real Property With Other Real Property; and Providing That Leases of Real Property Acquired or Held for a Specific Purpose Shall Contain Protective Provisions to Prevent Interference by the Lessee With the Normal Use of Such Real Property for Such Purpose." Referred to Committee on Oil and Gas.

Senate Bill No. 119, introduced by Grandey, Evans, Angstman: A bill for an Act Entitled: "An Act to Provide for Reciprocal Allowance of Credits for Refunds, Retirement Allowance, Death Benefit, or Disability Allowance Between the Public Employees' Retirement System of Montana and the Teachers' Retirement System of the State of Montana and for the Transfer of Certain Funds Between Said Systems." Referred to Committee on State Boards and Institutions.

Senate Bill No. 142, introduced by Anderson (Pondera): A bill for an act entitled: "An Act to Amend Section 84-4907 of the Revised Codes of Montana, 1947, as Amended by Chapter 17, Session Laws of 1951, by Exempting From Payment of Income Taxes Certain Benefits, Compensation and Allowances Paid by the Veterans' Administration of the United States Government to Veterans of Military Service, and Certain Payments to Persons on Active Military Service; Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Military Affairs.

Senate Bill No. 153, introduced by Mackay and McQuitty: A bill for an Act Entitled: "An Act to Amend Section 3-2416 of the Revised Codes of Montana, 1947, to Increase to Ten Dollars ($10.00) the License Fee to be Paid by Manufacturers of Ice Cream Manufacturing One Thousand (1,000) Gallons or Less of Product Per Annum." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 170, introduced by Wallace, McCabe, Angstman: A bill for an act entitled: "An Act to Amend Section 84-4908 Revised Codes of Montana, 1947, as Amended by Section 1 of Chapter 207 of the Laws of 1949 Relating to Deductions Allowed in Computing Net Income for Purposes of Personal Income Taxation and Providing for Deductions of Medical and Related Expenses and Repealing All Acts and Parts of Acts in Conflict Therewith." Referred to Committee on Judiciary.

Senate Bill No. 171, introduced by Weydemeyer, James, Grandey: A bill for an act entitled: "An Act to Create and Establish a State Agency for Surplus Property, to Prescribe its Powers, Duties, and Functions, and to Authorize Financing for the Same." Referred to Committee on State Boards and Institutions.

Senate Bill No. 200, introduced by Moss, Grandy, James, Working, Padbury, Bovey: A bill for an act entitled: "An Act to Amend Chapter 130, Laws of 1949, Relating to Changing Boundaries of High School Districts, Selecting Sites for High Schools in High School Districts and Voting Special Levies on High School Districts to Provide for the Repeal of Section 2, Relating to the Selection of Sites and to Provide for the Selection of Polling Places When Voting on Special Levies by the Board of Trustees of the High School District, and to Change the Numbering of Section 3 to

Section 2, Section 4 to Section 3, Section 5 to Section 4, Section 6 to Section 5 and Section 7 to Section 6." Referred to Committee on Education.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Haines of Missoula in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 182 do pass.

That consideration of House Bill No. 305 be passed for the day.

That House Bill No. 327 do pass.

That consideration of House Bill No. 332 be passed until this afternoon.

That House Bill No. 350 be amended by striking Section 15 and as so amended do pass.

That Substitute House Bill No. 107 do pass.

That House Bill No. 101 do pass.

That House Bill No. 126 do pass.

That House Bill No. 241 do pass.

That House Bill No. 288 do pass.

That Substitute House Bill No. 197 do pass.

That Substitute House Bill No. 253 do pass.

That House Bill No. 278 do pass.

HAINES (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing to whom were referred House Bills Nos. 187, 215, 251, 306, 308, 326, 355, and Substitute House Bill No. 105, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 101, 107, 126, 182, Substitute House Bill No. 197, House Bill No. 241, Substitute House Bill No. 253, House Bills Nos. 278, 288, 327, and 350.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 231, respectfully report as follows: That House Bill No. 231 be amended as follows: by striking out in line 11 of page 3 of the original bill the words and figures "twenty-five thousand dollars ($25,000.00)" and inserting in lieu thereof the words and figures "five thousand dollars ($5,000.00)"; and as so amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Committee of the Whole Amendments to House Bill No. 112, respectfully report as follows: That Committee of the Whole Amendments to House Bill No. 112 be amended as follows:

amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "two hundred and forty-nine dollars ($249.00) shall be decreased at the rate of forty-five cents ($0.45)" on lines 22 and 23, page one of the printed bill and inserting in lieu thereof the words and figures "two hundred sixty-nine dollars ($269.00) shall be decreased at the rate of fifty cents ($0.50)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "two hundred seventeen dollars and fifty cents ($217.50) shall be decreased at the rate of eighteen cents ($0.18)" on lines 26 and 27, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred thirty-four dollars ($234.00) shall be decreased at the rate of twenty-four and one-half cents ($0.245)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "one hundred eighty-one dollars and fifty cents ($181.50)" on line 29, page two of the printed bill and inserting in lieu thereof the words and figures "one hundred eighty-five dollars ($185.00)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the amendment made on line 35, page two of the printed bill, which amendment reads as follows: by striking out the words and figures "sixty (60)" on line 35, page two of the printed bill and inserting in lieu thereof the words and figures "forty (40)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "three hundred seventy-five dollars ($375.00)" on lines 36 and 37, page two of the printed bill and inserting in lieu thereof the words and figures "four hundred dollars ($400.00)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the amendment made on line 39, page two of the printed bill, which amendment reads as follows: By inserting a new paragraph after the word "aid" on line 39, page two of the printed bill reading as follows: "For a secondary school having an ANB of more than forty (40) pupils the maximum of three hundred seventy-five dollars ($375.00) shall be decreased at the rate of ninety cents ($0.90) for each additional pupil until the ANB shall have reached a total of sixty (60) such pupils";

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "three hundred fifty-seven dollars ($357.00) shall be decreased at the rate of one dollar and thirty cents ($1.30)" on lines 41 and 42, page two of the printed bill and inserting in lieu thereof the words and figures "four hundred dollars ($400.00) shall be decreased at the rate of two dollars and ten cents ($2.10)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures three hundred five dollars ($305.00) shall be decreased at the rate of forty-five cents ($0.45)" on lines 44 and 45, page two of the printed bill and inserting in lieu thereof the words and figures "three hundred sixteen dollars ($316.00) shall be decreased at the rate of thirty-eight cents ($0.38)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "two hundred sixty dollars ($260.00) shall be decreased at the rate of twenty-five cents ($0.25)" on lines 47 and 48, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred seventy-eight dollars ($278.00) shall be decreased at the rate of thirty-three cents ($0.33)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "two hundred thirty-five dollars ($235.00)" on line 50, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred forty-five dollars ($245.00)"; and

further amend House Bill No. 112 as amended by Committee of the Whole as follows: by striking out the words and figures "two hundred seventeen dollars and fifty cents ($217.50)" on line 53, page two of the printed bill and inserting in lieu thereof the words and figures "two hundred twenty-seven dollars and fifty cents ($227.50)"; recommend that same as amended do pass.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration House Bill No. 254, respectfully report as follows: That House Bill No. 254 be amended as follows: amend Section 4, line 3, page 2 of the printed bill after the word "seed" by adding the following words and punctuation marks: ", hail insurance, threshing, labor and warehouse services"; and further amend Section 4, line 4, page 2 of the printed bill after the word "growing" by inserting the words "or handling"; and as so amended do pass.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: Substitute House Bill No. 34, House Bills Nos. 270, 127, 76, 227, 111, and 219.

HUGHES, Vice-chairman.

Report adopted.

I have examined House Bill No. 76 introduced by me and find the same to be correct.

STEEL.

I have examined House Bill No. 127 introduced by me and find the same to be correct.

ANDERSON.

I have examined House Bill No. 111 introduced by me and find the same to be correct.

MacDONALD.

I have examined House Bill No. 219 introduced by me and find the same to be correct.

NORBY.

I have examined Substitute House Bill No. 34 introduced by me and find the same to be correct.

OMHOLT.

I have examined House Bill No. 227 introduced by me and find the same to be correct.

GRAYBILL.

I have examined House Bill No. 270 introduced by me and find the same to be correct.

RIMEL.

The Speaker signed House Bills Nos. 76, 127, 227, 270, 219, 111, and Substitute House Bill No. 34 in open session.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of in the following manner:

House Bill No. 101 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Prairie), Haines (Missoula) Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Iten. Total 1.

Absent and not voting: Atkinson, Barrett, Bricker, Gunderson, Haines (Flathead), Leuthold, McAndrews, McElwain, Nixon, Rieder, Sykes, Taylor. Total 12.

Excused: Armstrong, Emmons, Hansen, Pfohl, Toole. Total 5.

Substitute House Bill No. 107 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Iten. Total 1.

Absent and not voting: Atkinson, Durkee, Goffena, Haines (Missoula), Higgins, Leuthold, McElwain, Nixon, Peters, Rieder, Taylor, Tobin (Silver Bow). Total 12.

Excused: Armstrong, Emmons, Hansen, Pfohl, Toole. Total 5.

House Bill No. 126 was passed by the following vote:

Ayes: Anderson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Dwyer,

Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hughes, Johnson (Granite), Johnson (Silver Bow), Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Parker, Pierce, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 63.

Noes: Arnold, Gleed, Goffena, Haines (Prairie), Hilger, Iten, Juedeman, O'Connor, Omholt, Phillips, Powell, Purdy, Wetzsteon. Total 13.

Absent and not voting: Atkinson, Durkee, Leuthold, MacDonald, McElwain, Nixon, Norby, Nybo, Peters, Rieder, Sagunsky, Taylor, Tobin (Silver Bow). Total 13.

Excused: Armstrong, Emmons, Hansen, Pfohl, Toole. Total 5.

House Bill No. 182 failed to pass by the following vote:

Ayes: Bricker, Brownfield, Corcoran, Crist, Dwyer, Fry, Fulton, Gebhardt, Haines (Prairie), Haines (Missoula), Hancock, Hughes, Iten, Johnson (Granite), Loughran, McDonnell, Norby, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Totten, Wetzsteon, Wilson, Mr. Speaker. Total 37.

Noes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Cavanaugh, Cerovski, Clowes, Dempsey, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Hanson, Hess, Hilger, Johnson (Silver Bow), McAndrews, Mahoney, Marsenich, Michels, O'Connor, Omholt, Parker, Regan, Ringling, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wiedman, Wood. Total 39.

Absent and not voting: Atkinson, Durkee, Hawks, Higgins, Juedeman, Leuthold, MacDonald, McElwain, Nixon, Nybo, Peters, Rieder, Tange. Total 13.

Excused: Armstrong, Emmons, Hansen, Pfohl, Toole. Total 5.

Substitute House Bill No. 197 was passed by the following vote:

Ayes: Anderson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Dwyer, Fry, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, Phillips, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 67.

Noes: Arnold, Fulton, Goffena, Haines (Flathead), Haines (Prairie), O'Connor, Omholt, Parker. Total 8.

Absent and not voting: Atkinson, Durkee, Hawks, Leuthold, MacDonald, McElwain, Nixon, Peters, Pierce, Reed, Rieder, Smith, Taylor, Watkins. Total 14.

Excused: Armstrong, Emmons, Hansen, Pfohl, Toole. Total 5.

House Bill No. 241 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson

(Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: Broeder, Goffena. Total 2.

Absent and not voting: Atkinson, Hawks, Leuthold, McElwain, Nixon, Reed, Rieder. Total 7.

Excused: Armstrong, Emmons, Hansen, Pfohl, Toole. Total 5.

Substitute House Bill No. 253 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Crist, Durkee, Dwyer, Fulton, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Atkinson, Cavanaugh, Corcoran, Dempsey, Fry, Gebhardt, Goffena, Hawks, Hughes, Juedeman, Leuthold, McElwain, Marsenich, Nixon, Norby, Purdy, Reed, Rieder, Seifert. Total 19.

Excused: Armstrong, Emmons, Hansen, Pfohl, Toole. Total 5.

House Bill No. 278 was passed by the following vote:

Ayes: Anderson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Crist, Dempsey, Durkee, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, McDonnell, Mahoney, Michels, Norby, Nybo, Parker, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: Arnold, Omholt. Total 2.

Absent and not voting: Atkinson, Cavanaugh, Corcoran, Dwyer, Hawks, Hughes, Juedeman, Leuthold, MacDonald, McAndrews, McElwain, Marsenich, Nixon, O'Connor, Peters, Purdy, Rieder, Smith, Taylor. Total 19.

Excused: Armstrong, Emmons, Hansen, Toole. Total 4.

House Bill No. 288 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, McAndrews, McDonnell, Mahoney, Michels, Norby, Nybo,

O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Atkinson, Bricker, Cavanaugh, Corcoran, Crist, Hawks, Hughes, Iten, Leuthold, MacDonald, McElwain, Marsenich, Nixon, Peters, Rieder, Ringling, Smith, Taylor. Total 18.

Excused: Armstrong, Emmons, Hansen, Toole. Total 4.

House Bill No. 327 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, McAndrews, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Atkinson, Barrett, Bricker, Corcoran, Fry, Hawks, Hughes, Leuthold, MacDonald, McDonnell, McElwain, Marsenich, Nixon, Peters, Phillips, Pierce, Rieder, Ringling, Taylor. Total 19.

Excused: Armstrong, Emmons, Hansen, Toole. Total 4.

House Bill No. 350 was passed by the following vote:

Ayes: Anderson, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Corcoran, Crist, Dempsey, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Johnson (Granite), Johnson (Silver Bow), McAndrews, Mahoney, Michels, Norby, Nybo, O'Connor, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 63.

Noes: Broeder, Clowes, Durkee, Goodgame, Goodwin, Hess, Hilger, Iten, Juedeman, McDonnell, Marsenich, Omholt, Pfohl, Sykes, Totten. Total 15.

Absent and not voting: Atkinson, Dwyer, Hawks, Hughes, Leuthold, Loughran, MacDonald, McElwain, Nixon, Rieder, Ringling, Taylor. Total 12.

Excused: Armstrong, Emmons, Hansen, Toole. Total 4.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Haines of Missoula in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Substitute House Bill No. 179 be amended in the title by striking out in line 2 of the printed bill the comma following the figures "93-9912" and inserting in lieu thereof the word "and"; and be further amended in the title by striking out in line 2 of the printed bill following the figures "93-9915" the words and figures "and 93-9920"; and be amended in Section 1 by striking out in line 46, page 2 of the printed bill the period at the end of the line and inserting in lieu thereof the words and figures ", except that this sub-section 14 shall only apply to a sand stratum or formation known to be suitable for use as an underground gas storage reservoir."; and be amended in Section 2 by striking out in line 43, page 4 of the printed bill the figure "9" and inserting in lieu thereof the figure "8"; and be amended by striking out all of Section 7 on pages 8 and 9 of the printed bill, and renumber Section "8" to read Section "7", Section "9" to read Section "8", Section "10" to read Section "9", and Section "11" to read Section "10"; and as so amended do pass.

That House Bill No. 332 do pass.

That House Bill No. 187 do pass.

That House Bill No. 215 do pass.

That House Bill No. 251 do pass.

That House Bill No. 308 do pass.

That the committee do rise and report progress and ask leave to sit again.

HAINES (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 219, 111, 270, 127, 76, 227, and Subtsitute House Bill No. 34, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:07 o'clock p. m., delivered to the Governor for his approval.

HUGHES, Vice-chairman.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 157, 156, 226, and 239, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:25 o'clock, p. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 6, 43, 104, and 145.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 145 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 6 introduced by me and find the same to be correct.

McELWAIN.

I have examined House Bill No. 43 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 104 introduced by me and find the same to be correct.

HAINES (Missoula).

The Speaker signed House Bills Nos. 104, 145, 6, and 43 in open session.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 7:30 p. m. this day.

House recessed.

EVENING SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 321, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 151, respectfully report as follows: That Senate Bill No. 151 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 22, respectfully report as follows: That Senate Bill No. 22 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 148, respectfully report as follows: That Senate Bill No. 148 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bili No. 147, respectfully report as follows: That Senate Bill No. 147 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 49, respectfully report as follows: That Senate Bill No. 49 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 51, respectfully report as follows: That Senate Bill No. 51 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 117, respectfully report as follows: That House Bill No. 117 be amended as follows: by striking out in lines 30 and 31 of page one of the original bill the words and figures "six hundred fifty thousand dollars ($650,000.00)" and inserting in lieu thereof the words and figures "three hundred thousand dollars ($300,000.00)" and

be further amended by striking out in lines 15 and 16 of page 3 of the original bill the words and figures "six hundred fifty thousand dollars ($650,000.00)" and inserting in lieu thereof the words and figures "three hundred thousand dollars ($300,000.00)"; and as so amended do pass.

TAYLOR, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 19, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, reports adopted, and the bills are herewith returned to the House:

House Bill No. 322 by Schiltz and Rimel.

House Joint Resolution No. 2 by Anderson, Regan.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended that further action be indefinitely postponed by the Committee of the Whole, report adopted, and the bill is herewith returned to the House:

House Bill No. 211 by Norby (by request).

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Haines of Missoula in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole having had under consideration business under General Orders, recommend the following:

That further consideration of House Bill No. 326 be passed for the day.

That House Bill No. 355 be amended in the title of the printed bill by inserting after the word "to" in line 1 of the title the following words: "Amend Chapter 222 of the Laws of the Thirty-second Legislative Assembly for 1951, improving and extending" and to strike out the words "improve and extend"; also strike out all of the last two lines of the title after the words: "Reciprocal Laws" and change the semi-colon to a period; and be further amended in Section 1 by inserting in line 1 of the printed bill after the words "Section 1" the following: "That Chapter 222 of the Laws of the Thirty-second Legislative Assembly of 1951, be, and the same is hereby amended to read as follows: Section 1."; and be further amended by striking out Sections 27 and 28; and as so amended do pass.

That Substitute House Bill No. 105 be amended by striking out in line 1 of the printed bill the words and figures "Section 1." and inserting in lieu thereof a new paragraph to read as follows: "Section 1. That Section 91-510 of the Revised Codes of Montana, 1947, be, and the same is

hereby amended to read as follows: "; and be further amended in Section 1 of Substitute House Bill No. 105 by inserting before the paragraph commencing with the word "All" on line 1 of the printed bill the figures "91-510"; and as so amended do pass.

That further consideration of House Bill No. 306 be indefinitely postponed.

That Senate Amendments to Substitute House Bill No. 48 be concurred in.

That House Bill No. 112 as amended do pass.

That House Bill No. 254 do pass.

HAINES (Missoula), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 215, 251, 308, 332, 187, 355, and Substitute House Bills Nos. 105 and 179.

OMHOLT, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 48 were concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Dwyer, Emmons, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: Anderson, Durkee, Hess, Iten, MacDonald, Mahoney, Marsenich, VanDyke. Total 8.

Absent and not voting: Bricker, Cerovski, Crist, Fulton, Gunderson, Sagunsky, Smith, Taylor. Total 8.

Excused: Armstrong, Hansen, Toole. Total 3.

Substitute House Bill No. 105 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Cerovski, Crist, Gunderson, Nixon, Pfohl, Rieder, Sagunsky, Taylor. Total 8.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 215 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 89.

Noes: None.

Absent and not voting: Crist, Gunderson. Total 2.

Excused: Armstrong, Hansen, Toole. Total 3.

The foregoing, being a Constitutional Amendment, is herewith set out in full:

HOUSE BILL NO. 215

Introduced by Omholt, Nixon, Peters

A bill for an act entitled: "An Act to Authorize the State of Montana to Become Indebted for the Sum of Three Million Dollars ($3,000,000.00) in Excess of the Constitutional Limitation of Indebtedness and Over and Above Any Bonded Indebtedness Heretofore Incurred or Created, and for Which the State of Montana is Now Obligated for the Construction, Repair and Equipment of Necessary Buildings, Other Permanent Improvements, Acquisition of Necessary Grounds Therefor for the Montana State Hospital for the Insane at Warm Springs, Montana, and the Acquisition of Farm Lands to be Used in Connection Therewith and for the Support Thereof; Providing for the Issuance of Bonds in the Name of the State of Montana as Evidence of Such Indebtedness and for the Sale Thereof; Prescribing the Form of Such Bonds and Providing for a Levy of an Annual Tax Sufficient to Pay the Principal Thereof and the Interest Accruing Thereon; and Providing for a Referendum of This Act."

Be it Enacted by the Legislative Assembly of the State of Montana:

Section 1. That the State Board of Examiners of the State of Montana is hereby authorized, empowered and directed to issue bonds in the name of the State of Montana, in an amount not exceeding three million dollars ($3,000,000.00) in excess of the Constitutional limitation of indebtedness and over and above any bonded indebtedness heretofore incurred or created and for which the State of Montana is now obligated, the money derived from the sale of said bonds to be used for the purpose of constructing, repairing and equipping necessary buildings, for other permanent improvements and for acquiring necessary grounds therefor, for the Montana State Hospital for the Insane at Warm Springs, Montana, and for acquiring of such farm lands as may be necessary to be used in connection therewith and for the support thereof.

Section 2. Such bonds shall be issued from time to time by the State Board of Examiners at such times and in such amounts as may appear to said State Board of Examiners of the State of Montana in the exercise of its judgment and discretion to be for the best interests of the state and

necessary for the construction, repair and equipment of necessary buildings, other permanent improvements, and acquisition of necessary grounds, for the Montana State Hospital for the Insane, and for acquiring of such farm lands as may be necessary to be used in connection therewith and for the support thereof.

Section 3. Each series of bonds provided for in this act shall be issued in such denominations as may be determined by the State Board of Examiners at the time the same are authorized to be issued under the provisions of this act and shall bear date as of the day of issuance thereof and shall become due and payable serially over a period of not to exceed twenty (20) years from the date of issuance and shall bear interest at the rate of not to exceed four percent (4%) per annum payable semi-annually on such dates as may be determined and fixed by the State Board of Examiners, provided, however, that for each series of said bonds issued after the issuance of the first series thereof, the Board of Examiners shall so fix the interest paying dates that the interest thereon will become due and payable on the same date as the interest on the first bonds shall become due and payable, and in order so to do the State Board of Examiners may provide that the first interest shall be due and payable at a date less than six (6) months after the date of the issuance of such series.

The bonds provided for in this act shall be payable at the office of the State Treasurer of the State of Montana at Helena, Montana, or at the option of the holders thereof at the office of the Fiscal Agent of the State of Montana in the borough of Manhattan, City and State of New York, both as to interest and principal and shall be executed in the name of the State of Montana by the members of the State Board of Examiners under the Great Seal of the State of Montana. All of such bonds so issued shall mature at the expiration of twenty (20) years from and after the date thereof and shall be callable at par plus accrued interest for redemption prior to maturity on any interest payment date on or after the expiration of ten (10) years from the respective dates thereof at the option of the State Board of Examiners of the State of Montana in the manner set forth in the form of bond hereinafter provided.

Section 4. The Board of Examiners shall prescribe the form of such bonds, and bonds of each series shall bear upon their face the words: "Montana State Hospital for the Insane Bonds of the State of Montana" with a letter or figure to designate the series thereon and shall be executed by the members of the State Board of Examiners and the Great Seal of the State of Montana shall be affixed to each bond and the bonds shall be registered in the office of the State Treasurer. Said bonds shall have interest coupons attached thereto covering the interest due semi-annually, which coupons shall be executed with facsimile signatures of all the members of the State Board of Examiners and the signing of said bonds and coupons with facsimile signatures shall be recognized as sufficient execution on behalf of the State of Montana. The State Board of Examiners of the State of Montana is hereby authorized and directed to issue and sell such bonds as provided for in this act in such manner as they shall deem for the best interests of the State and the carrying out of the provisions of this act at such times within a period of twenty (20) years from and after the approval of this act and in such amounts as the said State Board of Examiners shall from time to time determine necessary for the purposes herein provided. No bond provided for herein shall be disposed of for less than its par value.

Section 5. All moneys derived from the issuance and sale of the bonds authorized by this act shall be paid into the State Treasury and shall constitute a special fund for the construction, repair and equipment of necessary buildings and other permanent improvements and the acquisition of necessary grounds therefor for the Montana State Hospital for the Insane and for the acquiring of farm lands used in connection therewith and for the support thereof as in the opinion of the Board of Examiners

is necessary for the proper maintenance and support of the State Hospital for the Insane. Such moneys shall be expended only for the purposes herein expressly provided for and shall be disbursed by the State Treasurer on warrants properly drawn against such fund by the State Auditor pursuant to the orders of the State Board of Examiners.

Section 6. There shall be levied annually upon all property in the State of Montana subject to taxation an ad valorem tax upon each dollar of the taxable valuation of such property sufficient to pay the interest accruing on said bonds as such interest shall fall due, and the payment of the bonds as they serially become due, said levy, however, not to exceed one (1) mill per annum until the indebtedness herein provided for shall have been fully paid and discharged. The tax when collected by the County Treasurers of the several counties of the State shall be by them accounted to and paid into the State Treasury of the State of Montana, and by the State Treasurer placed in the "Montana State Hospital for the Insane Bond Interest and Redemption Fund", which fund shall be used exclusively for the payment of principal and interest on said bonds as the same become due.

Section 7. There shall be a referendum on this act and the Secretary of State is hereby required, and it is made his duty to submit this measure in accordance with Section 2 of Article XIII of the Constitution of the State of Montana and all other provisions of the Constitution and Laws of the State of Montana applicable thereto to the people of the State for their approval or rejection at the general election to be held in November, 1954. The official ballot used in said election shall have printed thereon the title of this act and below the same shall be printed the words:

☐ FOR THE BOND ISSUE FOR THE MONTANA STATE HOSPITAL FOR THE INSANE BONDS

☐ AGAINST THE BOND ISSUE FOR THE MONTANA STATE HOSPITAL FOR THE INSANE BONDS

Each elector shall designate his preference by marking an "X" in the square opposite the proposition for which such elector desires to vote. The votes cast for and against the law above proposed shall be determined and declared in the manner provided by the general election laws of the State.

Section 8. The cost of the bonds issued under this act, fees, commissions, and compensation of the architect or architects employed in the construction and to prepare plans shall be paid out of the proceeds of the bonds.

Section 9. If any parts of this act shall be declared by any court of competent jurisdiction to be unconstitutional such unconstitutionality shall not affect the validity of the remaining parts of this act.

Section 10. All acts and parts of acts in conflict herewith are hereby repealed.

Section 11. This act shall be in full force and effect from and after its passage and approval.

Substitute House Bill No. 179 was passed by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hilger, Hughes, Iten, Johnson (Granite), Loughran, McAndrews, McDonell, McElwain, Marsenich, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Seifert, Sippell, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark),

Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 66.

Noes: Anderson, Barnard, Barrett, Beck, Cerovski, Clowes, Durkee, Gershmel, Goodgame, Graybill, Hess, Higgins, Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, Mahoney, Michels, Nixon, Rieder, Ringling, Sax, Schiltz, Wood. Total 24.

Absent and not voting: Crist, Gunderson. Total 2.

Excused: Hansen, Toole. Total 2.

The following votes were paired: Armstrong voting aye and Durkee no.

House Bill No. 251 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Crist, Fry, Gunderson, Loughran, MacDonald, McElwain, Norby, Sales, Taylor. Total 9.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 308 was passed by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Pierce, Powell, Reed, Regan, Rieder, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood. Total 71.

Noes: Arnold, Babcock, Dempsey, Dwyer, Fry, McDonnell, O'Connor, Omholt, Phillips, Purdy, Rimel, Sagunsky, Sippel, Tobin (Silver Bow), Watkins, Mr. Speaker. Total 16.

Absent and not voting: Crist, Gunderson, MacDonald, Taylor. Total 4.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 332 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman,

Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 85.

Noes: None.

Absent and not voting: Crist, Gunderson, MacDonald, O'Connor, Purdy, Taylor. Total 6.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 187 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Purdy, Reed, Regan, Rieder, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Babcock, Barnard, Broeder, Fulton, Haines (Flathead), Hawks, Leuthold, O'Connor, Powell, Rimel, Sagunsky, Tange, Taylor. Total 13.

Absent and not voting: Crist, Dempsey, Dwyer, Gunderson, MacDonald. Total 5.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 355 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Crist, Gunderson, MacDonald. Total 3.

Excused: Armstrong, Hansen, Toole. Total 3.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Friday, February 20, at 9:30 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-SEVENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 20, 1953.

House convened at 9:30 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting Armstrong, Hansen, and Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-sixth legislative day, find the same to be correct.

LEUTHOLD, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 112 and 254.

HILGER, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 229, 345, 361, and 362, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 199, respectfully report as follows: That House Bill No. 199 be amended as follows: by striking out in line 23 of the original bill the words "physical plant of Eastern Montana College of Education.", and inserting in lieu thereof the words "quarters of the Cerebral Palsy Center at Eastern Montana College of Education."

and as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations having had under consideration House Bill No. 363, respectfully report as follows: That House Bill No. 363 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 6, 43, 104, and 145, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 10:10 o'clock a. m., delivered to the Governor for his approval.

PFOHL, Chairman.

MESSAGES FROM SENATE

February 19, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 2 by Worden et al.

Substitute Senate Bill No. 82 by Committee on Public Lands.

Substitute Senate Bill No. 137 by Committee on Education.

Senate Bill No. 154 by Mackay et al.

Senate Bill No. 159 by Mackay et al.

Senate Bill No. 165 by Moritz.

Senate Bill No. 191 by Mahoney.

Senate Bill No. 211 by Larson.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended. title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

Substitute House Bill No. 12 by Committee on Ways and Means.

House Bill No. 14 by Hancock and Wilson.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 203 by Smith et al.

House Bill No. 319 by Cavanaugh et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, all appropriation measures having been read at length, and referred to committees:

Senate Bill No. 2, introduced by Worden, Tibbals, Mackay, McQuitty, Larson: A bill for an act entitled: "An Act to Amend Sections 31-205, as Amended by Chapter 158 of the Laws of 1949, 68-701, 75-2708, 79-303, 79-304, 79-305, 79-1201, 79-1202, 79-1203, 79-1206, 79-1208, 79-1209, 79-1211, 79-1213, 79-1214, 79-1216, 92-1112, of the Revised Codes of Montana of 1947, Relating to Investment of Funds of the State of Montana and Providing for a Uniform Plan of Investing Funds of the State of Montana and the Departments, Agencies and Institutions Thereof and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Ways and Means.

Substitute Senate Bill No. 82, introduced by Committee on Public Lands: A bill for an act entitled: "An Act to Amend Section 83-110 Revised Codes of Montana, 1947, Relating to Consent to Purchase of Lands by the United States for National Forest Purposes, and Providing for the Consent of County Commissioners in the County Wherein the Land is Located." Referred to Committee on State Lands, Forests, and Parks.

Substitute Senate Bill No. 137, introduced by Committee on Education: A bill for an act entitled: "An act to Provide That at School Elections Held for the Purpose of Voting Upon Questions of Extra Taxation for School Purposes and Bond Issues for School Purposes, Qualified Voters Shall be Only Those Electors Who Have Resided in the School District for One Year Next Preceding the Election; to Amend Section 75-1618, 75-3805, and 75-3937 of the Revised Codes of Montana, 1947." Referred to Committee on Education.

Senate Bill No. 154, introduced by Mackay, McQuitty, Larson: A bill for an act entitled: "An Act to Amend Section 90-129 of the Revised Codes of Montana, 1947, and to Transfer to the Commissioner of Agriculture as Ex Officio Sealer of Weights and Measures Provided for in Section 90-129 of the Revised Codes of Montana, 1947, the Power to Inspect and Classify Meters, Measuring, Gauging or Testing Devices Pertaining to Petroleum and Petroleum Products, the Power Now Vested in the Railroad and Public Services Commission, to Establish Fees to be Paid for Said Service and to Repeal Section 60-218 of the Revised Codes of Montana, 1947." Referred to Committee on Agriculture, Dairying and Horticulture.

Senate Bill No. 159, introduced by Mackay, McQuitty, Tibbals: A bill for an act entitled: "An Act to Amend Section 52-322 of the Revised Codes of Montana, 1947, to Increase to One Dollar ($1.00) the Fee to be paid to the Recorder of Marks and Brands for Filing and Listing Each Notice of Satisfaction or Renewal or Assignment of Chattel Mortgages." Referred to Committee on Livestock and Public Ranges.

Senate Bill No. 165, introduced by Moritz: A bill for an act entitled: "An Act to Amend Section 53-107, Revised Codes of Montana, 1947, Relating to Certificates of Registration and Ownership — Contents, Issuance, Entry, Assignment of Numbers, Registration Card to be Signed, Carried, and Exhibited on Demand, and Repealing All Other Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 191, introduced by Mahoney: A bill for an act entitled: "An Act to Amend Section 81-209 of the Revised Codes of Montana, 1947, as Amended by Chapter 164 of the Session Laws of 1951, Relating to the Salary and Compensation of the Commissioner of State Lands and Investments, and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Appropriations.

Senate Bill No. 211, introduced by Larson: A bill for an act entitled: "An Act to Amend Section 82-1109 of the Revised Codes of Montana, 1947, Relating to Claims for Which Appropriations Have Been Made; to Provide a Time Limit After the Close of Each Fiscal Year Within Which Claims Must be Transmitted to the Board of Examiners, and to Provide a Method for Handling Claims Not Presented Within Such Time Limit." Referred to Committee on Appropriations.

House Bill No. 363, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Reappropriate Such Balances of Money as May Remain on June 30th, 1953, in Certain Specific Appropriations Made From the General Fund Under Certain Specific Provisions of House Bill No. 447 of the Thirty-first Legislative Assembly for the Eastern Montana College of Education and Reappropriated Under House Bill No. 239 of the Thirty-second Legislative Assembly." Referred to Committee on Appropriations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Leuthold of Stillwater in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Amendments to Substitute House Bill No. 12 be concurred in.

That Senate Amendment to House Bill No. 14 be concurred in.

That House Bill No. 305 do pass.

That the enacting clause of House Bill No. 321 be stricken.

That the enacting clause of House Bill No. 326 be stricken.

That the committee do rise and report progress and ask leave to sit again.

LEUTHOLD, Chairman.

A motion was made by Leuthold that the report of the Committee of the Whole be adopted. A substitute motion was made by Mahoney that House Bill No. 321 be segregated from General Orders and that a roll call be taken and the Journal so show. The substitute motion was lost by the following vote:

Ayes: Anderson, Barnard, Barrett, Cavanaugh, Dempsey, Durkee, Dwyer, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Hess, Johnson (Silver Bow), Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Regan, Rieder, Ringling, Sagunsky, Tobin (Silver Bow), VanDyke, Wood. Total 30.

Noes: Arnold, Atkinson, Babcock, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, McElwain, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 60.

Absent and not voting: Nixon. Total 1.

Excused: Armstrong, Hansen, Toole. Total 3.

Whereupon the report of the Committee of the Whole was adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

House Bill No. 112 was passed by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 84.

Noes: Arnold, Phillips. Total 2.

Absent and not voting: Bricker, Haines (Missoula), Peters, Sagunsky, Taylor. Total 5.

Excused: Armstrong, Hansen, Toole. Total 3.

House Bill No. 254 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonell, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Barrett, Gunderson, Marsenich, Regan, Rieder, Rimel, Tange. Total 7.

Absent and not voting: Beck, Bricker, Cerovski, Graybill, Haines (Missoula), Loughran, McAndrews, McElwain, Peters, Taylor. Total 10.

Excused: Armstrong, Hansen, Toole. Total 3.

Senate Amendments to Substitute House Bill No. 12 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Norby, Nybo, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: O'Connor, Omholt. Total 2.

Absent and not voting: Dempsey, Fry, Gleed, Haines (Prairie), Higgins, Hughes, McElwain, Marsenich, Michels, Nixon, Pfohl, Ringling, Sales, Taylor. Total 14.

Excused: Armstrong, Hansen, Toole. Total 3.

Senate Amendments to House Bill No. 14 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Haines (Flathead). Total 1.

Absent and not voting: Barrett, Cerovski, Dempsey, Fry, Gleed, Haines (Prairie), Higgins, Hughes, McElwain, Marsenich, Michels, Nixon, Norby, Pfohl, Ringling, Sales, Smith, Taylor. Total 18.

Excused: Armstrong, Hansen, Toole. Total 3.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Leuthold of Stillwater in the Chair. Committee arose.

House resumed Mr.. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 229 do pass.

That House Bill No. 345 do pass.

That House Bill No. 361 do pass.

That House Bill No. 362 do pass.

LEUTHOLD, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 229, 305, 345, 361, 362.

HILGER, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 117, 199, and 231, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 5, respectfully report as follows: That Senate Joint Memorial No. 5 be concurred in.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Resolution No. 4, respectfully report as follows: That Senate Joint Resolution No. 4 be concurred in.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 7, respectfully report as follows: That Senate Joint Memorial No. 7 be not concurred in.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Constitutional Amendments and Federal Relations, having had under consideration Senate Joint Memorial No. 14, respectfully report as follows: That Senate Joint Memorial No. 14 be not concurred in.

SCHILTZ, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 64, respectfully report as follows: That Senate Bill No. 64 be amended on page 1, section 1, of the original bill, in lines 16 and 17, beginning with the word "Regulation" and ending with the word "Renewal", by underlining the said matter contained therein;

and be further amended on page 1, section 1, of the original bill, in lines 17, 18, and 19, beginning with the word "It" and ending with the word "from", by deleting the underlining contained therein;

and be further amended in section 1, page 1 of the original bill, in line 23, subsection (a), after the word "school" by inserting the words "or its scholastic equivalent.";

and be further amended on page 3, section 2, of the original bill, in line 3, by deleting the figures "3127" and inserting in lieu thereof, the figures "66-1403";

and be further amended on page 3, section 2, of the original bill, in lines 10 and 11, by deleting all of the material after the word "be" and before the word "and" and inserting in lieu thereof the words "to the district court of the county in which the examination is held and said district court shall review such examination without a jury and shall have the right to take testimony thereon and the decision of such district court shall be also subject to the right of appeal to the supreme court by any persons aggrieved thereby";

and be further amended on page 3, section 2 of the original bill, in line 12, by deleting the comma after the word "appeal";

and be further amended on page 3, section 2, of the original bill, in line 22, by underlining the figures "($20.00)";

and as so amended, recommend Senate Bill No. 64 be concurred in.

ARNOLD, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 20, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for nonconcurrence by the Judiciary Committee, report adopted, and the bill is herewith returned to the House:

House Bill No. 173 by Higgins.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by McElwain, duly seconded and carried, that House Bill No. 362 be taken from Third Reading and re-referred to General Orders.

A motion was made by Mahoney, duly seconded and carried, that Senate Bill No. 192 be taken from General Orders and referred to Committee on Workmen's Compensation.

A motion was made by Norby, duly seconded and carried, that Senate Bill No. 14 be taken from General Orders and re-referred to Committee on State Boards and Institutions for further consideration.

THIRD READING

The following, having been read three several times at length, history and title agreed to, all appropriation measures having been read at length, were disposed of in the following manner:

House Bill No. 229 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Brownfield, Dempsey, Fry, Gleed, Hughes, McDonnell, Norby, Phillips, Sagunsky, Steel, Taylor. Total 11.

Excused: Anderson, Armstrong, Hansen, Toole. Total 4.

House Bill No. 305 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: Mahoney. Total 1.

Absent and not voting: Brownfield, Dempsey, Fry, Gleed, Higgins, Hughes, Peters, Phillips, Taylor. Total 9.

Excused: Anderson, Armstrong, Hansen, Toole. Total 4.

House Bill No. 345 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer,

Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Brownfield, Dempsey, Fry, Gleed, Higgins, Hughes, Peters, Phillips, Taylor. Total 9.

Excused: Anderson, Armstrong, Hansen, Toole. Total 4.

House Bill No. 361 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Fry, Gleed, Hughes, Norby, O'Connor, Pierce, Taylor. Total 7.

Excused: Anderson, Armstrong, Hansen, Toole. Total 4.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Dwyer of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 362 be amended in section 1 by striking out in line two (2) of the printed bill the words: "and/or" and inserting after the word: "purchase," the following words: "and to purchase"; and be further amended in sections 2 and 3 by striking out all of said sections 2 and 3 of the printed bill, and inserting in lieu thereof the following: "Section 2. That the sum of twenty thousand dollars ($20,000.00), or so much thereof as may be necessary, be and the same is hereby appropriated out of any money in the State Treasury, not otherwise appropriated, for the object and purposes hereinabove expressed for the period beginning from and after the passage and approval of this act and ending February 1, 1955." "Section 3. All acts and parts of acts in conflict herewith are hereby repealed." "Section 4. This act shall be in full force and effect from and after its passage and approval."; and be further amended in the title

by striking out in line 2 of the printed bill, the words "and/or" and inserting after the word "Purchase" the following words: "And to Purchase"; and adding in line 11 after the word "State" the following words: "And Appropriating the Sum of Twenty Thousand Dollars ($20,000.00) Therefor."; and as so amended do pass.

That Senate Bill No. 164 be concurred in.

That Senate Bill No. 151 be concurred in.

That Senate Bill No. 22 be concurred in.

That Senate Bill No. 148 be concurred in.

That Senate Bill No. 147 be concurred in.

That Senate Bill No. 49 be concurred in.

That Senate Bill No. 51 be concurred in.

That consideration of Senate Bill No. 168 be passed for the day.

That consideration of Senate Bill No. 216 be passed for the day.

That Senate Bill No. 193 be concurred in.

That Senate Bill No. 111 be concurred in.

That Senate Bill No. 48 be put at the end of the list.

That Senate Bill No. 131 be concurred in.

That Senate Bill No. 212 be concurred in.

That Senate Bill No. 132 be concurred in.

That consideration of Senate Bill No. 68 be passed for the day.

That consideration of Senate Bill No. 30 be passed for the day.

That consideration of Senate Bill No. 29 be passed for the day.

That consideration of Senate Bill No. 14 be passed for the day.

That Senate Bill No. 26 be amended by striking out in line 3 of the printed bill of the title the word "Municipal" and inserting in lieu thereof the words "City or Town"; by striking out in line 2 the word "municipal" and inserting in lieu thereof the words "city or town"; and by striking out in line 7 the word "municipal" and inserting in lieu thereof the words "city or town"; and as so amended be concurred in.

That consideration of Senate Bill No. 47 be passed for the day.

That Senate Bill No. 162 be concurred in.

That Senate Bill No. 58 be concurred in.

That Senate Bill No. 52 be concurred in.

That the committee do rise and report progress and ask leave to sit again.

DWYER, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Dwyer of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 117 be amended in section 7 of the printed bill in line 5 by inserting after the figures "1947" the following: "or that may be issued pursuant to chapter 7 of the laws of the thirty-third legislative assembly, 1953, or that may be issued pursuant to House Bill number two hundred sixty-six (House Bill No. 266) of the thirty-third legislative assembly, 1953,"; and be further amended by adding in line 11 after the figures "1947" the following: "or that may be dedicated and appropriated by chapter 7 of the laws of the thirty-third legislative assembly, 1953, or that may be dedicated and appropriated by House Bill number two hundred sixty-six (House Bill No. 266) of the thirty-third legislative assembly, 1953,"; and as so amended do pass.

That House Bill No. 199 do pass.

That House Bill No. 231 be amended in section 4, sub-section 2 on line 5 of the printed bill following the word "That" by inserting the words: "Committee and"; and be further amended in section 4, sub-section 3 on line 8 of the printed bill following the word "questions;" by inserting the words: "that at such executive sessions the Committee shall seek to determine in advance whether any new names are likely to be mentioned, to the end that such names not be made public except by committee action in those cases where the public interest so requires."; and be further amended in section 4, sub-section 6 by striking out in line 17 of the printed bill following the word "opportunity," the words: "in the discretion of the committee,"; and as so amended do pass.

That the committee do rise and report.

DWYER, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to Call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 362, 117, 231, and 199.

HILGER, Vice-chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of in the following manner:

House Bill No. 362 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Cavanaugh, Crist, Higgins, Marsenich, Phillips, Rieder, Sales, Schiltz, Tange, Taylor. Total 10.

Excused: Anderson, Armstrong, Broeder, Gleed, Hansen, Hughes, Omholt, Peters, Sagunsky, Sykes, Toole. Total 11.

House Bill No. 117 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Cavanaugh, Crist, Marsenich, Pierce, Rieder, Schiltz, Tange, Taylor. Total 8.

Excused: Anderson, Armstrong, Broeder, Gleed, Hansen, Hughes, Omholt, Phillips, Sagunsky, Sykes, Toole. Total 11.

House Bill No. 199 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales. Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Cavanaugh, Crist, Hughes, Marsenich, Pierce, Rieder, Schiltz, Tange, Taylor. Total 9.

Excused: Anderson, Armstrong, Broeder, Gleed, Hansen, Omholt, Phillips, Sagunsky, Sykes, Toole. Total 10.

House Bill No. 231 was passed by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman. Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Cavanaugh, Crist, Marsenich, Rieder, Schiltz, Tange, Taylor. Total 7.

Excused: Anderson, Armstrong, Broeder, Gleed, Hansen, Hughes, Omholt, Phillips, Sagunsky, Sykes, Toole. Total 11.

A motion was made by Wiedman, duly seconded and carried, that the Clerk of the House be authorized to receive Bills and Messages from the Senate utnil 12 M.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Saturday, February 21, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-EIGHTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 21, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Anderson, Armstrong, Dempsey, Hansen, Hawks, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-seventh legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 203 and 319.

REGAN, Acting Chairman.

Report adopted.

I have examined House Bill No. 319 introduced by me and find the same to be correct.

CAVANAUGH.

I have examined House Bill No. 203 introduced by me and find the same to be correct.

SMITH.

The Speaker signed House Bills Nos. 203 and 319 in open session.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 200, respectfully report as follows: That Senate Bill No. 200 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 186, respectfully report as follows: That Senate Bill No. 186 be not concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 187, respectfully report as follows: That Senate Bill No. 187 be not concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 155, respectfully report as follows: That Senate Bill No. 155 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 173, respectfully report as follows: That Senate Bill No. 173 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Joint Memorial No. 8, respectfully report as follows: That Senate Joint Memorial No. 8 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 141, respectfully report as follows: That Senate Bill No. 141 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Joint Memorial No. 13, respectfully report as follows: That Senate Joint Memorial No. 13 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

MESSAGE FROM GOVERNOR

February 20, 1953.

Hon. Dean Chaffin,
Speaker of the House of Representatives,
House Chambers,
Helena, Montana.

Dear Sir:

I have the honor to inform you that I have this day approved the following House Bills:

Substitute House Bill No. 34, introduced by Committee on Workmen's Compensation.

House Bill No. 50, introduced by Graybill and Norby.

House Bill No. 54, introduced by Committee on Judiciary.

House Bill No. 65, introduced by Committee on Ways and Means.

House Bill No. 76, introduced by Steel, Wetzsteon, Hilger.

Substitute House Bill No. 79, introduced by Committee on Military Affairs.

House Bill No. 111, introduced by MacDonald and Norby.

House Bill No. 127, introduced by Anderson and Regan.

House Bill No. 128, introduced by McElwain.

House Bill No. 138, introduced by Emmons, Steel, Iten, Durkee, Hess, Cavanaugh.

House Bill No. 142, introduced by Committee on Ways and Means (by request).

House Bill No. 143, introduced by Committee on Ways and Means (by request).

House Bill No. 144, introduced by Committee on Ways and Means (by request).

House Bill No. 149, introduced by Smith and Haines (Missoula).

House Bill No. 156, introduced by Seifert.

House Bill No. 157, introduced by Seifert.

House Bill No. 219, introduced by Norby.

House Bill No. 226, introduced by Graybill and McElwain.

House Bill No. 227, introduced by Graybill.

House Bill No. 239, introduced by Bricker.

House Bill No. 260, introduced by Committee on Ways and Means (by request).

House Bill No. 261, introduced by Committee on Ways and Means (by request).

House Bill No. 270, introduced by Rimel.

House Bill No. 312, introduced by Peters.

House Bill No. 352, introduced by O'Connor.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGE FROM SENATE

February 20, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Bills were this day read third time and passed, title and history agreed to, and the same are herewith transmitted to the House for concurrence:

Senate Bill No. 11 by Mackay et al.

Senate Bill No. 18 by Tibbals et al.

Senate Bill No. 20 by McQuitty et al.

Senate Bill No. 35 by Tibbals.

Senate Bill No. 40 by Wenger et al.

Senate Bill No. 44 by Committee on Education.

Senate Bill No. 55 by Hibbs et al.

Senate Bill No. 80 by Donahoe.

Senate Bill No. 84 by Cotton and Brewer.

Substitute Senate Bill No. 85 by Committee on Stock Growing and Grazing.

Senate Bill No. 86 by Nutter.

Senate Bill No. 87 by Nutter.

Senate Bill No. 88 by Nutter.

Senate Bill No. 94 by Anderson (Chouteau) (by request).

Senate Bill No. 95 by Anderson (Chouteau) (by request).

Senate Bill No. 97 by Robins.

Senate Bill No. 104 by Anderson (Chouteau) et al.

Senate Bill No. 108 by Hatch et al.

Senate Bill No. 109 by Hatch et al.

Senate Bill No. 143 by Grandey et al.

Senate Bill No. 150 by Mackay et al.

Senate Bill No. 158 by Mackay et al.

Senate Bill No. 206 by Ross et al.

Senate Bill No. 209 by Larson et al.

Substitute Senate Bill No. 210 by Committee on Education.

Senate Bill No. 218 by Mahoney and Ross.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Pfohl, duly seconded and carried, that consideration of Senate Bill No. 216 be indefinitely postponed.

A motion was made by MacDonald, duly seconded and carried, that Senate Bill No. 22 be taken from Third Reading and put back on General Orders.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to Committees:

Senate Bill No. 11, introduced by Mackay, Tibbals, Larson: A bill for an act entitled: "An Act to Amend Chapter 18 of Title 75 of the Revised Codes of Montana, 1947, Relating to Examination of School District Books — Accounting Methods to be Prescribed — Reports, and in Particular, Amending Section 75-1831 of the Revised Codes of Montana, 1947, Re-

lating to Annual Examination and Audit of Books and Records; Providing an Annual Audit of All School Districts Within the State Whose Total Appropriations or Expenditures Exceed Ten Thousand Dollars ($10,000.00) Annually; Providing That the State Examiner Shall Prescribe the Audit Procedure; Providing That the School Board Shall Engage the Services of the State Examiner or a Qualified Certified Public Accountant to Make Audit; Providing That a Certified Copy be Filed With the County Superintendent of Schools; Providing for Publication; Providing That the Cost of the Annual Audit be Borne by the School District; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committee on Education.

Senate Bill No. 18, introduced by Tibbals, Mackay, Worden, McQuitty, Larson: A bill for an act entitled: "An Act to Amend Section 69-102 of the Revised Codes of Montana, 1947, as Previously Amended in Chapter 57, Session Laws of 1949; to Provide That Regular Meetings of the State Board of Health Shall be Held Not Less Than Once Every Two (2) Months." Referred to Committee on State Boards and Institutions.

Senate Bill No. 20, introduced by McQuitty, Worden, Mackay, Tibbals, Larson: A bill for an act entitled: "An Act to Amend Sections 60-101, 60-102 and 60-103 Revised Codes of Montana, 1947, Relating to the Regulations of Oil and Gas Wells to Prevent Waste and the Enforcement of Such Regulations and Transferring the Duties Thereof From the Board of Railroad Commissioners of the State of Montana to the Oil Conservation Board of the State of Montana." Referred to Committee on Oil and Gas.

Senate Bill No. 35, introduced by Tibbals: A bill for an act entitled: "An Act Providing for Withholding of Income Tax at Its Source, Mode of Collection, Lien, Enforcement and Penalties, to be Added as Section 4938 of Chapter 49, Title 84, of the Revised Codes of Montana, 1947, as Amended." Referred to Committee on Ways and Means.

Senate Bill No. 40, introduced by Wenger, Worden, Winters, Bovey: A bill for an act entitled: "An Act to Provide That the Superintendent or Acting Superintendent of the Montana State Hospital May Accept Patients at Said Hospital Prior to Legal Commitment When in His Discretion Immediate Hospitalization for Such Patients is Necessary; Provided That Within Five (5) Days After Admission of Such Patients They Shall Either be Legally Committed or Released and Discharged." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 44, introduced by Committee on Education: A bill for an act entitled: "An Act to Amend Section 75-3308 of the Revised Codes of Montana, 1947, Relating to the Authority for Regulating Design, Construction and Operation of School Busses by Providing Additional Qualifications for School Bus Drivers." Referred to Committee on Education.

Senate Bill No. 55, introduced by Hibbs, Busch, Lindquist, Robins, Harken: A bill for an act entitled: "An Act Defining and Prohibiting the Waste of Oil and Gas in the State of Montana; Creating and Establishing the Oil and Gas Conservation Commission; Defining the Powers and Duties of the Commission With Respect to Conservation of Oil and Gas; Providing for the Enforcement of the Act and the Rules, Regulations and Orders of Said Commission; Providing for the Filing and Hearing of Complaints Concerning Waste of Oil and Gas, and for Oaths, Subpoenas, Records, Suits and Appeals; Providing for Financing Activities of the Oil and Gas Conservation Commission; Repealing Sections 60-101 Through 60-123 Both Inclusive, and Section 8-208, Revised Codes of Montana, 1947; and Providing for Effective Date." Referred to Committee on Oil and Gas.

Senate Bill No. 80, introduced by Donahoe: A bill for an act entitled: "An Act to Amend Section 84-1505 of the Revised Codes of Montana, 1947, to Provide That No Return and Assessment Shall be Made With Respect to Corporation License Tax After the Expiration of Five (5) Years From

the Date When Such Return is Due." Referred to Committee on Ways and Means.

Senate Bill No. 84, introduced by Cotton and Brewer: A bill for an act entitled: "An Act Amending Sections 11-966 and 11-2305 of the Revised Codes of Montana, 1947, Relating to the Limitations on the Amounts of Municipal Indebtedness Outstanding and Maturing at Any Time." Referred to Committee on Affairs of Cities.

Substitute Senate Bill No. 85, introduced by Committee on Stock Growing and Grazing: A bill for an act entitled: "An Act to Amend Section 46-801 of the Revised Codes of Montana, 1947, as Amended by Section 1 of Chapter 110, of the Session Laws of the 30th Legislative Assembly Relating to the Inspection of Livestock Before Removal From Any County in the State and Providing That Livestock May be Removed From a County Without Inspection Upon Obtaining a Market Consignment Permit Where Such Livestock Are Transported to a Livestock Market Licensed by the State of Montana But Located in Another County; to Amend Section 46-802 of the Revised Codes of Montana, 1947, Relating to the Duties of State Stock Inspectors and Deputy State Stock Inspectors and Providing for the Issuance of Market Consignment Permits for Livestock Going to a Licensed Livestock Market; to Amend Section 46-804 of the Revised Codes of Montana, 1947, as Amended by the Section 1 of Chapter 106 of the Session Laws of the 30th Legislative Assembly Relating to the Fees for Inspection of Livestock and Providing for a Fee for the Issuance of a Market Consignment Permit and Elimination of the Maximum Charge to be Collected From Any One Person for the Service of Inspection; to Amend Section 46-806 of the Revised Codes of Montana, 1947, Relating to the Penalties for Violations of the Livestock Inspection Laws and Providing Penalties for Violations of This Act." Referred to Committee on Livestock and Public Ranges.

Senate Bill No. 86, introduced by Nutter: A bill for an act entitled: "An Act to Amend Section 84-1816, Revised Codes of Montana, 1947, Relating to Use of State Highway Fund on Federal Highway System, Providing for the Expenditure of Highway Funds for the Dissemination of Public Information and Limiting Said Expenditures for Dissemination of Public Information to Seven Per Cent (7%) of the Administrative Fund as Provided for in Section 84-1812, and Declaring Policy of the State of Montana in Reference to the Dissemination of Public Information." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 87, introduced by Nutter: A bill for an act entitled: "An Act to Amend Section 84-1812, Revised Codes of Montana, 1947, Relating to Distribution of Proceeds of Tax Funds, Providing for the Expenditure of Highway Funds for the Dissemination of Public Information and Limiting Said Expenditures for Dissemination of Public Information to Seven Per Centum (7%) of the Administrative Fund as Provided for in Section 84-1816, and Declaring Policy of the State of Montana in Reference to the Dissemination of Public Information." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 88, introduced by Nutter: A bill for an act entitled: "An Act Relating to the Investigation of Contractual Awards of the State of Montana; Declaring the Purposes of This Act; Creating a Commission to Investigate Contracts Awarded by the State of Montana for the Construction of Buildings and Improvements, Architectural and Engineering Services in Connection Therewith, Public Works, Highways, Bridges and Highway Improvements; Naming of Such Commission; and Prescribing the Powers and Duties of Such Commission." Referred to Committee on State Boards and Institutions.

Senate Bill No. 94, introduced by Anderson (Chouteau) (by request): A bill for an act entitled: "An Act to Amend Sections 27-202, 27-203, 27-204, 27-205, 27-206, 27-207, 27-210 and 27-211, Revised Codes of Mon-

tana, 1947, Being Part of the Montana Insecticide, Fungicide, and Rodenticide Act of 1947, Relating to Prevention of the Manufacture, Shipment and Sale of Adulterated or Misbranded Insecticides, Fungicides, Rodenticides, Herbicides, and Other Economic Poisons With the State of Montana; Providing for the Registration and Examination of Said Materials by the State Board of Health of the State of Montana; Prescribing the Powers and Duties of Said Board, and the Powers and Duties of the Director of the Agricultural Experiment Station of Montana State College, Including the Power of Either and Both to Make Rules and Regulations Within the Scope of Said Sections and This Act Upon and in Connection With Said Subjects of Regulation; Providing Penalties for Violation of Said Sections and This Act; Providing for the Disposal of Fines, Effecting Seizures, Delegation of Duties by Said Board, Cooperation by Said Board With Other Governmental Agencies; and to Abolish the Title of 'Director', and to Charge Said Board, as a Board, With the Responsibility for the Administration and Enforcement of Said Sections and This Act, and to Prescribe That All Personnel Employed or Appointed by the Board Under This Act Shall Function Under the Continuing Supervision of Said Board and Subject to Its Order and Regulations." Referred to Committee on State Boards and Institutions.

Senate Bill No. 95, introduced by Anderson (Chouteau) (by request): A bill for an act entitled: "An Act to Bring Up-to-Date and in Harmony With Current Standards Recognized Herein and Adopted Hereby Certain Provisions of Chapter 1, Entitled 'Pure Food and Drug Act' Under Title 27, Revised Codes of Montana, 1947, Entitled 'Food and Drugs', and for Such Purposes to Amend Three Sections of the Revised Codes of Montana, 1947, Under Said Chapter, Namely Sections 27-110, 27-112, and 27-117, Revised Codes of Montana, 1947, Which Sections Contain References to the Federal Food and Drug Act of June 30, 1906, and to Rules and Regulations Promulgated Thereunder by Its Administrators, While the Same Were in Force, and Which Federal Act (and the Rules and Regulations Promulgated Thereunder) Were Afterwards Repealed by the Congress of the United States Under and by the Provisions of the Federal Food, Drug and Cosmetic Act of June 25, 1938, 52 U. S. Statutes at Large 1040, and Following Sections Thereunder Upon Such Subject (Title 21 U. S. C. 301, and Following Sections Thereunder Upon Such Subjects), and to Substitute for the References to Such Repealed Act of 1906, and to the Rules and Regulations Promulgated Thereunder, References to the Said Federal Food, Drug and Cosmetic Act, Approved June 25th, 1938, as Revised, Amended and Supplemented, References to the Rules and Regulations Promulgated Thereunder, to the Extent Herein Prescribed, and Not Otherwise; and to Charge the State Board of Health of the State of Montana With the Responsibility for the Administration and Enforcement of the 'Pure Food and Drug Act' of Montana, and All Other Acts Whereby Powers and Functions Are Placed in Said Board and Duties Are Assigned to Said Board in the Field of Food and Drug Regulation; and to Authorize and Direct the Said State Board of Health to Adopt, Subject to the Limitations and Conditions in This Act Set Forth, the Food and Drug Standards of, and the Rules and Regulations Authorized Under and by, the Federal Food, Drug and Cosmetic Act of 1938, as Amended, and as Supplemented, for Application in the State of Montana; and to Make the Board, as a Board, the Responsible Administrative Agency in the Administration and Enforcement of Such Laws; and to Repeal Section 27-114, Revised Codes of Montana, 1947." Referred to Committee on Public Health, Morals and Safety.

Senate Bill No. 97, introduced by Robins: A bill for an act entitled: "An Act Providing for the Appointment of County Planning Commissions, Prescribing the Powers, Duties, and Financing Thereof; Providing for Zoning, Land Regulations and Subdivisions Controls and Defining the Limits Thereof; Providing for Building Permits; and Repealing All Acts and Parts of Acts in Conflict Herewith." Referred to Committe on Townships and Counties.

Senate Bill No. 104, introduced by Anderson (Chouteau), Scofield, Wallace: A bill for an act entitled: "An Act to Repeal Sections 89-201, 89-202, 89-203, 89-204, 89-205, 89-206, 89-207, 89-208, 89-209, 89-210, 89-211, 89-212, 89-213, 89-214, 89-215, of the Revised Codes of Montana, 1947, Comprising the 'State Electrification Authority Act'." Referred to Committee on Public Utilities.

Senate Bill No. 108, introduced by Hatch, Ross, Cotton, Scofield, James, Mahoney: A bill for an act entitled: "An Act to Amend Section 84-1817, of the Revised Codes of Montana, 1947, Relating to the Method for the Determination and Distribution of the State Highway Fund for Construction Purposes, Repealing All Acts and Parts of Acts in Conflict Herewith, and Providing an Effective Date Hereof." Referred to Committe on Highways and Highway Transportation.

Senate Bill No. 109, introduced by Hatch et al: A bill for an act entitled: "An Act to Amend Section 84-1816 of the Revised Codes of Montana, 1947, Relating to the Use of State Highway Fund on Federal Highway System." Referred to Committee on Highways and Highway Transportation.

Senate Bill No. 143, introduced by Grandey, Alley, Working, James: A bill for an act entitled: "An Act to Amend Section 75-1632, Revised Codes of Montana, 1947, as Amended in Chapter 207 Subsection 2, Session Laws of 1951, Relating to Duties of Trustees to Provide for a System of Bookkeeping and Auditing of Extracurricular Funds; Providing That Such System be Recommended by the State Bank Examiner and Providing Such Auditing be Made by a Qualified Accountant or by the State Bank Examiner; Providing for Filing of Such Audit With the County Superintendent of Schools; and Providing for the Publication of Said Audit." Referred to Committee on Education.

Senate Bill No. 150, introduced by Mackay, Tibbals, McQuitty: A bill for an act entitled: "An Act to Amend Section 75-2703 of the Revised Codes of Montana, 1947, to Provide That the Members of the Teachers' Retirement Board Shall be Appointed by the Governor; That Two (2) of the Members be Named From the Teaching Profession; That the State Superintendent of Public Instruction be a Member, and That Two (2) of the Members Shall be Representatives of the Public; That Each Member Shall Serve for a Term of Four (4) Years and That the Term of One (1) Member, Exclusive of the Superintendent of Public Instruction, Shall Expire Each Year." Referred to Committee on State Boards and Institutions.

Senate Bill No. 158, introduced by Mackay, McQuitty, Tibbals: A bill for an act entitled: "An Act to Amend Chapter 106 of the Session Laws of Montana, 1949, Relating to Inspection Fees for Livestock Inspection, to Increase the Amounts of Certain Fees, and to Remove the Limitation as to the Maximum Charge Which May be Collected From Any One Person Per Day." Referred to Committee on Livestock and Public Ranges.

Senate Bill No. 206, introduced by Ross, Larson, Hofland, Mackay: A bill for an act entitled: "An Act to Provide for Regulating the Production and Disposition of Prison Made Goods; Requiring the Penal and Custodial Institutions of the State to Purchase Such Goods Except in Certain Instances; Providing That Repair and Maintenance Work May be Done in the Custodial and Penal Institutions of the State; Creating an Advisory Council; Providing for the Organization, Duties and Purpose of Said Council; Providing Penalties for the Violation of This Act and Repealing Sections 94-35-153 to 94-35-162, Inclusive, of the Revised Codes of Montana, 1947." Referred to Committee on State Boards and Institutions.

Senate Bill No. 209, introduced by Larson, Tibbals, Mackay: A bill for an act entitled: "An Act to Amend Section 75-106 and 75-107 of the Revised Codes of Montana, 1947, as Amended in Chapter 92, Session Laws of 1951, to Abolish the Office of Executive Head of the University of

Montana; to Provide for an Executive Secretary of the University of Montana to be Appointed by the Board of Education; Empowering the Board of Education to Fix His Term of Office, and Salary and Prescribe His Duties; Providing for His Expenses; Empowering the Board of Education to Appoint Biennially a Budget Committee to Review Budget Requests of the Institutions Composing the University of Montana and to Transmit a Report of Such Requests Together With Its Recommendations to the Board of Education." Referred to Committee on Education.

Substitute Senate Bill No. 210, introduced by Committee on Education: A bill for an act entitled: "An Act to Except the Montana State Industrial School From the Provisions of Law Relating to Control by Executive Boards of State Education, Charitable and Reformatory Institutions; to Create an Executive Board of the Montana State Industrial School and to Provide for the Method of Its Appointment, Organization, Duties and Terms of Office of the Members: to Abolish the Office of Chancellor of the University of Montana; to Provide a Method of Appointing Local Executive Board and to Fix Their Terms of Office and Compensation; to Amend Sections 75-302, 75-303, 75-304, 75-306, Relating to Executive Boards for Control of State Educational, Charitable and Reformatory Institutions; to Amend Sections 75-403, 75-406, and 75-408 of the Revised Codes of Montana, 1947, Relating to Units Composing the University of Montana." Referred to Committee on Education.

Senate Bill No. 218, introduced by Mahoney and Ross: A bill for an act entitled: "An Act to Repeal Section 80-320 (1545), Revised Codes of Montana, 1947, Relating to the Soldiers' Home." Referred to Committee on Appropriations.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Bill No. 52 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, Omholt, Parker, Pfohl, Phillips, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Seifert, Sippel, Smith, Steel, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 67.

Noes: None.

Absent and not voting: Arnold, Bricker, Cavanaugh, Emmons, Goodgame, Gunderson, Johnson (Silver Bow), Norby, Pierce, Powell, Sales. Total 11.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Senate Bill No. 58 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Norby, Nybo, Pfohl, Pierce, Purdy, Reed,

Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Sippel, Steel, Tobin (Silver Bow), VanDyke, Walton, Wetzsteon, Wilson, Wood. Total 57.

Noes: Beck, McDonnell, Michels, Omholt, Parker, Phillips, Smith, Tobin (Lewis & Clark), Totten, Watkins, Wiedman. Total 11.

Absent and not voting: Arnold, Bricker, Cavanaugh, Emmons, Johnson (Silver Bow), McElwain, Powell, Seifert, Taylor, Mr. Speaker. Total 10.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Senate Bill No. 162 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Clowes, Corcoran, Crist, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Norby, Omholt, Parker, Pfohl, Pierce, Purdy, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 63.

Noes: Cerovski, Reed, Rimel. Total 3.

Absent and not voting: Arnold, Bricker, Cavanaugh, Emmons, MacDonald, McElwain, Nybo, Phillips, Powell, Regan, Taylor, Mr. Speaker. Total 12.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Senate Bill No. 26 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, Omholt, Parker, Pfohl, Pierce, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Arnold, Bricker, Dwyer, McDonnell, McElwain, Nybo, Phillips, Powell, Taylor. Total 9.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Senate Bill No. 132 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson

(Silver Bow), Leuthold, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Arnold, Bricker, Gunderson, Loughran, McDonnell, McElwain, Nybo, Ringling, Taylor. Total 9.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Seante Bill No. 212 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Arnold, Bricker, Cavanaugh, Crist, Dwyer, Haines (Missoula), Nybo, Phillips, Ringling, Taylor. Total 10.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Senate Bill No. 131 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Arnold, Barrett, Bricker, Crist, Dwyer, Nybo, Taylor, Tobin (Silver Bow). Total 8.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Senate Bill No. 111 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Johnson (Granite), Johnson

(Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, McElwain, Marsenich, Norby, Parker, Phillips, Pierce, Powell, Reed, Regan, Rimel, Sagunsky, Sales, Seifert, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Walton, Wiedman, Wilson, Mr. Speaker. Total 53.

Noes: Goffena, Hilger, Iten, MacDonald, Mahoney, Michels, Omholt, Pfohl, Purdy, Ringling, Sax, Sippel, Totten, VanDyke, Watkins, Wetzsteon, Wood. Total 17.

Absent and not voting: Arnold, Barrett, Bricker, Graybill, Gunderson, Haines (Missoula), Nybo, Taylor. Total 8.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Senate Bill No. 193 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Johnson (Granite), Johnson (Silver Bow), Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Norby, Parker, Phillips, Pierce, Powell, Reed, Regan, Rimel, Sagunsky, Sales, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), Walton, Watkins, Wiedman, Wilson, Mr. Speaker. Total 55.

Noes: Goffena, Hilger, Iten, Leuthold, MacDonald, Michels, Omholt, Pfohl, Purdy, Ringling, Sax, Sippel, Totten, VanDyke, Wetzsteon, Wood. Total 16.

Absent and not voting: Arnold, Barrett, Fulton, Gunderson, Nybo, Seifert, Taylor. Total 7.

Excused: Anderson, Armstrong, Dempsey, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 16.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 203 and 319, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:15 o'clock a. m., delivered to the Governor for his approval.

REGAN, Acting Chairman.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 1:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Rules and Joint Rules, recommend the following changes in the rules of the House:

That the first paragraph of Rule 34 be amended by striking the period following the word "Italics", at the end of the paragraph, and adding the following words: "And all matter that has been deleted shall be shown in parenthesis in bold face type with a line running through all deleted matter provided the deleted matter does not exceed fifty (50) words; and

when the deleted matter is in excess of fifty (50) words, this shall be indicated in parenthesis by inserting the following words, "Matter deleted".

That Rule 61 be amended to read as follows:

COMMITTEE BILLS

All bills, joint resolutions or joint memorials, designated as committee bills, shall have the unanimous consent of the committee introducing the same before such bills, joint resolutions, or joint memorials may be received by the House.

WIEDMAN, Chairman.

Report adopted.

MESSAGES FROM THE SENATE

February 21, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments: House Bill No. 161 by Graybill.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 62 by Higgins.

House Bill No. 242 by Appropriations Committee.

House Joint Memorial No. 5 by Nybo et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Bill No. 51 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Totten, Van Dyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Iten, Pierce, Ringling, Taylor, Tobin (Lewis & Clark), Wetzsteon. Total 6.

Excused: Anderson, Armstrong, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 15.

Senate Bill No. 49 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: Broeder, Haines (Flathead). Total 2.

Absent and not voting: Haines (Missoula), Iten, Norby, Pierce, Ringling, Taylor, Tobin (Lewis & Clark), Wetzsteon. Total 8.

Excused: Anderson, Armstrong, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 15.

Senate Bill No. 147 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Haines (Missoula), Iten, Norby, Ringling, Tobin (Lewis & Clark), Wetzsteon. Total 6.

Excused: Anderson, Armstrong, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 15.

Senate Bill No. 148 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood. Total 68.

Noes: None.

Absent and not voting: Bricker, Dwyer, Haines (Missoula), Iten, Norby, Ringling, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Wetzsteon, Mr. Speaker. Total 11.

Excused: Anderson, Armstrong, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 15.

Senate Bill No. 151 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood. Total 68.

Noes: None.

Absent and not voting: Barnard, Durkee, Dwyer, Haines (Missoula), Iten, Phillips, Ringling, Taylor, Tobin (Lewis & Clark), Wetzsteon, Mr. Speaker. Total 11.

Excused: Anderson, Armstrong, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 15.

Senate Bill No. 164 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Babcock, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Dwyer, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Higgins, Hilger, Johnson (Granite), Leuthold, Loughran, McDonnell, McElwain, Nybo, Omholt, Pfohl, Phillips, Pierce, Powell, Purdy, Rimel, Sagunsky, Sales, Sax, Sippel, Smith, Taylor, Tobin (Silver Bow), Walton, Wiedman, Wilson, Mr. Speaker. Total 45.

Noes: Barnard, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Hess, Johnson (Silver Bow), MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, Parker, Reed, Regan, Seifert, Steel, Totten, VanDyke, Watkins, Wood. Total 30.

Absent and not voting: Iten, Ringling, Tobin (Lewis & Clark), Wetzsteon. Total 4.

Excused: Anderson, Armstrong, Fry, Hansen, Hawks, Hughes, Juedeman, Nixon, O'Connor, Peters, Rieder, Schiltz, Sykes, Tange, Toole. Total 15.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Nybo of Missoula in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Bill No. 48 be amended in section 2 by adding to the last amendment of the Constitutional Amendments and Federal Relations Committee the words "be inserted in lieu thereof", and further by inserting the words "and that" before the word "such" so that the amendment above referred to reads as follows: "in section 2, line 8, of the printed bill, the

words 'shall be approved' be deleted and the words 'and that such action has been approved' be inserted in lieu thereof"; and be further amended by changing in the amendment the figure "9" in "section 9" to read "section 2"; and be further amended in the title of the printed bill by striking out in line 10 thereof the words "Approved By" and inserting in lieu thereof the words "Taken Upon the Advice of"; and as so amended be concurred in.

That Senate Bill No. 60 be concurred in.

That Senate Bill No. 30 be concurred in.

That Senate Bill No. 29 be concurred in.

That Senate Bill No. 47 be concurred in.

That Senate Bill No. 68 be concurred in.

That Senate Bill No. 64 be concurred in.

That consideration of Senate Joint Memorial No. 5 be passed until Monday, next.

That Senate Joint Memorial No. 4 be concurred in.

That consideration of Senate Joint Resolution No. 4 be passed until Monday, next.

That Senate Bill No. 22 be amended in the title on line 3 of the printed bill by inserting after the word "Made", the following: "By the Governor"; and further amend the title by striking out in line 4 after the word "That", the following: "The Two Other Members Shall be Selected by the Governor, One From Each Political Party", and inserting in lieu thereof the following: "Not More Than Two Members Shall be From the Same Political Party"; and as so amended be concurred in.

NYBO, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Sunday, February 22, at 2:00 p. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FORTY-NINTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 22, 1953.

House convened at 2:00 p. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Anderson, Armstrong, Fry, Hansen, Loughran, O'Connor, Peters, Regan, Schiltz, Sykes, Toole, all excused; Atkinson, Cerovski, Emmons, Gershmel, Gleed, Higgins, Mahoney, Ringling, Tobin (Lewis & Clark), all absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-eighth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

MESSAGE FROM SENATE

February 21, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Liquor Control, report adopted, and the bill is herewith returned to the House:

House Bill No. 287 by the Liquor Control Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Graybill, duly seconded, that the House reconsider its action in adopting the adverse committee report on Senate Bill No. 186. A motion was then made by Wiedman to pass consideration of Graybill's motion for the day and that it be made a special order of business on Monday, February 23, at 2:00 p. m. Motion seconded and carried.

A motion was made by Graybill, duly seconded, that the House reconsider its action in adopting the adverse committee report on Senate Bill No. 187. A motion was then made by Wiedman to pass consideration of Graybill's motion for the day and that it be made a special order of business on Monday, February 23, at 2:00 p. m. Motion seconded and carried.

THIRD READING

The following, having been read three several times, were disposed of as follows:

Senate Bill No. 22 was concurred in by the following vote:

Ayes: Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Michels, Norby, Nybo, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Excused: Anderson, Armstrong, Fry, Hansen, Loughran, O'Connor, Peters, Regan, Schiltz, Sykes, Toole. Total 11.

Absent and not voting: Atkinson, Cavanaugh, Cerovski, Emmons, Gershmel, Gleed, Goffena, Hawks, Higgins, Mahoney, Marsenich, Nixon, Ringling, Taylor, Tobin (Lewis & Clark). Total 15.

Senate Bill No. 29 was concurred in by the following vote:

Ayes: Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Michels, Nixon,

Norby, Nybo, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Atkinson, Cavanaugh, Cerovski, Emmons, Gershmel, Gleed, Hawks, Higgins, Mahoney, Marsenich, Ringling, Sagunsky, Taylor, Tobin (Lewis & Clark). Total 14.

Excused: Anderson, Armstrong, Fry, Goffena, Hansen, Loughran, O'Connor, Peters, Regan, Schiltz, Sykes, Toole. Total 12.

Senate Bill No. 30 was concurred in by the following vote:

Ayes: Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Atkinson, Cavanaugh, Cerovski, Emmons, Gershmel, Gleed, Hawks, Higgins, Mahoney, Marsenich, Ringling, Steel, Taylor, Tobin (Lewis & Clark). Total 14.

Excused: Anderson, Armstrong, Fry, Goffena, Hansen, Loughran, O'Connor, Peters, Regan, Schiltz, Sykes, Toole. Total 12.

Senate Bill No. 47 was concurred in by the following vote:

Ayes: Babcock, Barnard, Barrett, Beck, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 64.

Noes: Arnold, Omholt. Total 2.

Absent and not voting: Atkinson, Bricker, Broeder, Cavanaugh, Cerovski, Emmons, Gershmel, Gleed, Hawks, Higgins, Mahoney, Marsenich, Ringling, Taylor, Tobin (Lewis & Clark), Wiedman. Total 16.

Excused: Anderson, Armstrong, Fry, Goffena, Hansen, Loughran, O'Connor, Peters, Regan, Schiltz, Sykes, Toole. Total 12.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

McElwain of Powell in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That consideration of Senate Bill No. 168 be passed for the day.

That Senate Amendments to House Bill No. 161 be concurred in.

That consideration of Senate Bill No. 141 be passed for the day.

That Senate Bill No. 155 be concurred in.

That Senate Bill No. 173 be amended in section 1 by striking out in lines 1 and 2 of the printed bill the following: "as amended by Chapter 29, Sections 1–6, Session Laws, 1949,"; and be further amended in the title by striking out in lines 2 and 3 of the title in the printed bill the following: "As Amended by Chapter 29, Sections 1–6, Session Laws, 1949,"; and as so amended be concurred in.

That consideration of Senate Bill No. 200 be passed for the day.

That Senate Joint Memorial No. 8 be concurred in.

That Senate Joint Memorial No. 13 be concurred in.

McELWAIN, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Monday, February 23, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTIETH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 23, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Anderson, Higgins, O'Connor, Regan, Toole, all excused; and Cavanaugh and McAndrews, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the forty-ninth legislative day find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration Senate Bill No. 163, respectfully report as follows: That Senate Bill No. 163, be amended as follows: amend in section 1 by striking out in line 18 of page 2 of the original bill, being line 34 of the printed bill, the figures "$22,123.84" and inserting in lieu thereof the figures "$2,123.84"; and by striking out in line 24, page 2 of the original bill, being line 41 of the printed bill, the figures "$789,683.90" and

inserting in lieu thereof the figures "$789,682.90"; and as so amended be concurred in.

PHILLIPS, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following were introduced, read first and second time, and referred to committees, all appropriation measures having been read at length:

House Bill No. 364, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate to the University of Montana Building Bond Interest and Redemption Fund All Earnings and Income Heretofore and Hereafter Accruing From the Investment of the Proceeds From the Sale of the University of Montana Building Bonds." Referred to Committee on Appropriations.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Amendments to House Bill No. 161 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Clowes, Corcoran, Crist, Durkee, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Atkinson, Brownfield, Cavanaugh, Cerovski, Dempsey, Dwyer, Gershmel, Hughes, McAndrews, Marsenich, Nixon, Purdy, Rieder, Taylor. Total 14.

Excused: Anderson, Graybill, Higgins, O'Connor, Regan, Toole. Total 6.

Senate Bill No. 173 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Durkee, Emmons, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Atkinson, Cavanaugh, Cerovski, Dempsey, Dwyer, Gershmel, Hawks, Hughes, McAndrews, Marsenich, Nixon, Purdy, Rieder, Taylor. Total 14.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Bill No. 155 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: McDonnell. Total 1.

Absent and not voting: Atkinson, Cavanaugh, Cerovski, Corcoran, Dempsey, Gershmel, Hawks, McAndrews, Marsenich, Phillips, Sagunsky, Taylor. Total 12.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Bill No. 48 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Clowes, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Atkinson, Barrett, Cavanaugh, Cerovski, Corcoran, Gershmel, Gleed, Hawks, Hughes, McAndrews, Marsenich, Sagunsky, Taylor. Total 13.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Bill No. 60 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite). Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales. Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Atkinson, Cavanaugh, Cerovski, Dempsey, Gershmel, Gleed, Hughes, McAndrews, Marsenich, Sagunsky, Taylor, VanDyke. Total 13.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Bill No. 64 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Omholt. Total 1.

Absent and not voting: Atkinson, Cavanaugh, Cerovski, Dempsey, Gershmel, Gleed, Hughes, McAndrews, Marsenich, Reed, Sagunsky, Taylor. Total 12.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Bill No. 68 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Atkinson, Bricker, Cavanaugh, Cerovski, Dempsey, Gershmel, Gleed, Haines (Flathead), Hughes, McAndrews, Marsenich, Sagunsky, Sax, Taylor. Total 14.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Joint Memorial No. 4 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Michels, Nixon, Nybo, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Pfohl. Total 1.

Absent and not voting: Atkinson, Bricker, Cavanaugh, Cerovski, Dempsey, Gershmel, Gleed, Hughes, McAndrews, Mahoney, Marsenich, Norby, Sagunsky, Taylor. Total 14.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Joint Memorial No. 8 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Broeder, Brownfield, Corcoran, Crist, Fulton, Gebhardt, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, McDonnell, McElwain, Omholt, Peters, Phillips, Pierce, Powell, Sales, Sax, Seifert, Sippel, Smith, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 38.

Noes: Barnard, Barrett, Beck, Clowes, Durkee, Emmons, Goodgame, Goodwin, Gunderson, Hess, Johnson (Silver Bow), Loughran, MacDonald, Mahoney, Michels, Nixon, Norby, Nybo, Parker, Pfohl, Purdy, Reed, Rieder, Rimel, Ringling, Schiltz, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wood. Total 35.

Absent and not voting: Atkinson, Bricker, Cavanaugh, Cerovski, Dempsey, Dwyer, Gershmel, Gleed, Hughes, McAndrews, Marsenich, Sagunsky, Taylor, Watkins. Total 14.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

Senate Joint Memorial No. 13 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Clowes, Corcoran, Crist, Durkee, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Powell, Purdy, Reed, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 67.

Noes: Iten, Phillips, Rieder. Total 3.

Absent and not voting: Atkinson, Bricker, Cavanaugh, Cerovski, Dempsey, Dwyer, Gershmel, Gleed, Hughes, McAndrews, Marsenich, Pierce, Sagunsky, Sykes, Taylor, VanDyke, Watkins. Total 17.

Excused: Anderson, Fry, Graybill, Higgins, O'Connor, Regan, Toole. Total 7.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Seifert of Pondera in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Bill No. 200 be placed at the bottom of the list.

That consideration of Senate Bill No. 168 be passed for the day.

That Senate Bill No. 141 be concurred in.

That Senate Joint Resolution No. 4 be amended in the 1st paragraph of the printed joint resolution by striking out in line 2 the words "such problems" and inserting in lieu thereof the words "the problem of settling intrastate disputes when freight, passenger or station service is to be continued or discontinued."; and as so amended be concurred in.

That Senate Joint Memorial No. 5 be concurred in.

That Senate Bill No. 200 be amended in section 1 of the printed bill by deleting the word "Chapter in line 4 and the numbers and words "275, Laws of 1947" in line 5, and inserting in lieu thereof the words and numbers "Section 75-4602 of the Revised Codes of Montana, 1947", and by deleting the word "Chapter" in line 5, and inserting in lieu thereof the word "Section"; and be further amended by deleting the words and figures in line 28, page 2, the words and figures "1220, 1221, 1222, and 1223, of the Revised Codes of Montana of 1935." and inserting in lieu thereof the words and figures "75-3802, 75-3803, 75-3804, 75-3805 of the Revised Codes of Montana of 1947." and be further amended by deleting in line 39 the words and figures "Chapter 275, Session Laws of 1947," and inserting in lieu thereof the words and figures "Section 75-4602 of the Revised Codes of Montana of 1947", and as so amended be concurred in.

SEIFERT, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 1:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration Senate Bill No. 172, respectfully report as follows: That Senate Bill No. 172 be re-referred to the Committee on Social Security.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 152, respectfully report as follows: That Senate Bill No. 152 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 134, respectfully report as follows: That Senate Bill No. 134 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 174, respectfully report as follows: That Senate Bill No. 174 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 364, respectfully report as follows: That House Bill No. 364 do pass.

TAYLOR, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

SPECIAL ORDER OF BUSINESS

The motion made by Graybill, pending from previous session as special order of business, that the House reconsider its action in adopting an adverse committee report on Senate Bill No. 186, came before the House. The motion was lost by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Cerovski, Clowes, Durkee, Emmons, Gershmel, Goffena, Goodgame, Graybill, Gunderson, Hancock, Hess, Johnson (Silver Bow), Leuthold, MacDonald, Mahoney, Marsenich, Michels, Nixon, Parker, Rieder, Ringling, Sax, Seifert, Tange, Taylor, VanDyke, Wood. Total 31.

Noes: Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Corcoran, Crist, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gleed, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Loughran, McDonnell, McElwain, Norby, Nybo, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Sales, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 56.

Absent and not voting: Cavanaugh, Goodwin, McAndrews, Reed, Sagunsky. Total 5.

Excused: O'Connor, Toole. Total 2.

Graybill then withdrew his pending motion regarding Senate Bill No. 187.

INTRODUCTION OF BILLS

The following was introduced, read first and second time, and referred to committee, all appropriation measures having been read at length:

House Bill No. 365, introduced by Committee on Appropriations: A bill for an act entitled: "An Act Appropriating Money From the General Fund for the Operation and Maintenance of the State Industrial School for the Year Ending June 30, 1953, the Appropriations Made Therefor by the Thirty-second Legislative Assembly Having Been Found to be Insufficient." Referred to Committee on Appropriations.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Bill No. 141 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Pfohl, Phillips, Pierce, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Durkee, Hess, MacDonald. Total 3.

Absent and not voting: Cavanaugh, Cerovski, Gershmel, Iten, McAndrews, Marsenich, Peters, Powell, Sagunsky. Total 9.

Excused: Anderson, Graybill, Higgins, O'Connor, Regan, Toole. Total 6.

Senate Bill No. 200 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Bricker, Cavanaugh, Cerovski, Gershmel, Hawks, McAndrews, McElwain, Marsenich, Pierce, Sagunsky, Taylor. Total 11.

Excused: Graybill, O'Connor, Toole. Total 3.

Senate Joint Resolution No. 4 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Bricker, Cavanaugh, Cerovski, Gershmel, Hawks, McAndrews, Marsenich, Norby, Sagunsky, Taylor. Total 10.

Excused: O'Connor, Toole. Total 2.

Senate Joint Memorial No. 5 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Michels, Nixon, Norby, Nybo, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 74.

Noes: Anderson, Barnard, Beck, Graybill, Gunderson, Hess, Mahoney, Parker, Wood. Total 9.

Absent and not voting: Bricker, Cavanaugh, Cerovski, Gershmel, Hawks, McAndrews, Marsenich, Sagunsky, Taylor. Total 9.

Excused: O'Connor, Toole. Total 2.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Seifert of Pondera in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Bill No. 163 be concurred in.

That Senate Bill No. 152 be concurred in.

That Senate Bill No. 134 be concurred in.

That Senate Bill No. 174 be concurred in.

SEIFERT, Chairman.

Report adopted.

The Speaker signed Senate Bills Nos. 52, 193, 148, 151, 111, 58, 131, 162, and 49 in open session.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Tuesday, February 24, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-FIRST LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 24, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Babcock, Graybill, Reed, Toole, all excused; Omholt, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fiftieth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 363, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 165, respectfully report as follows: That Senate Bill No. 165 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 118, respectfully report as follows: That Senate Bill No. 118 be amended as follows: by striking from line two (2) of page one (1) of the printed bill the words and figures "twenty per centum (20%)" and inserting in lieu thereof the following: "thirty per centum (30%)";

and as so amended be concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 107, respectfully report as follows: That Senate Bill No. 107 be amended by amending the senate amendment by striking out the period and quotation marks after the word "poles" and adding a comma and the words "and for the replacement of such wires and poles.";

and as so amended be concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 365, respectfully report as follows: That House Bill No. 365 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 6, respectfully report as follows: That Senate Bill No. 6 be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 7, respectfully report as follows: That Senate Bill No. 7 be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 8, respectfully report as follows: That Senate Bill No. 8 be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 9, respectfully report as follows: That Senate Bill No. 9 be concurred in.

McELWAIN, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 23, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day concurred in House Amendments to Senate Bill No. 164,

House Amendments to Senate Bill No. 26 and House Amendments to Senate Bill No. 30.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

Substitute House Bill No. 110 by Committee on Highways and Highway Transportation.

Substitute House Bill No. 114 by Committee on Ways and Means.

House Bill No. 279 by MacDonald.

House Bill No. 280 by MacDonald.

House Bill No. 281 by MacDonald.

House Bill No. 323 by Schiltz and Rimel.

House Joint Memorial No. 7 by Sagunsky et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 174 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Sykes. Total 1.

Absent and not voting: Arnold, Dempsey, Emmons, Fry, Hawks, Hughes, Juedeman, McDonnell, Marsenich, Nybo, Omholt, Pierce, Sagunsky, Sales, Taylor, Tobin (Silver Bow). Total 16.

Excused: Babcock, Graybill, Reed, Toole. Total 4.

Senate Bill No. 134 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Parker, Peters, Pfohl, Phillips,

Pierce, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Anderson. Total 1.

Absent and not voting: Arnold, Dempsey, Emmons, Fry, Hawks, Hughes, Juedeman, Marsenich, Nybo, O'Connor, Omholt, Schiltz, Taylor. Total 13.

Excused: Babcock, Graybill, Reed, Toole. Total 4.

Senate Bill No. 163 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Barnard, Barrett, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 74.

Noes: Corcoran, Wood. Total 2.

Absent and not voting: Arnold, Beck, Dempsey, Emmons, Fry, Hawks, Hughes, Juedeman, Marsenich, Nybo, Omholt, Regan, Sagunsky, Taylor. Total 14.

Excused: Babcock, Graybill, Reed, Toole. Total 4.

Senate Bill No. 152 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold, Dempsey, Emmons, Fry, Hawks, Hughes, Juedeman, Marsenich, Nybo, Omholt, Smith, Taylor. Total 12.

Excused: Babcock, Graybill, Reed, Toole. Total 4.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 152 and 14.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 14 introduced by me and find the same to be correct.

HANCOCK.

I have examined House Bill No. 152 introduced by me and find the same to be correct.

O'CONNOR.

The Speaker signed House Bills Nos. 14 and 152 in open session.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under the rules of the previous sitting.

Purdy of Gallatin in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Bill No. 168 be amended in section 1 by striking out in line 8 of the printed bill the following words: "for building new structures or buildings" and inserting in lieu thereof the words: "or if the fire insurance proceeds are less than Twenty-five Thousand Dollars ($25,000.00), for building new structures or buildings."; and be further amended in the title by striking out in lines 5 and 6 of the title of the printed bill the words "Or Buildings of a Similar Kind" and inserting in lieu thereof the words: "Or Building New Structures." and as so amended be concurred in.

That House Bill No. 363 do pass.

PURDY, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 1:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 62, 242, 161, Substitute House Bill No. 48, and House Joint Memorial No. 5.

PFOHL, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 281 and 323.

REGAN, Acting Chairman.

Report adopted.

I have examined House Bill No. 323 introduced by me and find the same to be correct.

SCHILTZ.

I have examined House Bill No. 281 introduced by me and find the same to be correct.

MacDONALD.

I have examined House Joint Memorial No. 5 introduced by me and find the same to be correct.

RIMEL.

I have examined House Bill No. 62 introduced by me and find the same to be correct.

HIGGINS.

I have examined House Bill No. 242 introduced by me and find the same to be correct.

HAWKS.

I have examined Substitute House Bill No. 48 introduced by me and find the same to be correct.

SALES.

I have examined House Bill No. 161 introduced by me and find the same to be correct.

GRAYBILL.

The Speaker signed House Bills Nos. 323, 281, 161, 62, 242, Substitute House Bill No. 48, and House Joint Memorial No. 5 in open session.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 152 and 14, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day at the hour of 10:25 o'clock, a. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bill No. 363.

HILGER, Vice-chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 23, respectfully report as follows: That Senate Bill No. 23 be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 65, respectfully report as follows: That Senate Bill No. 65 be amended as follows: insert in line 7 of the printed bill, after the figures, "93-1904", the following words: "provided, however, that all transcripts and bills of exceptions required by the county shall be furnished without cost,";

and as amended be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 135, respectfully report as follows: That Senate Bill No. 135 be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 112, respectfully report as follows: That Senate Bill No. 112 be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 38, respectfully report as follows: That Senate Bill No. 38 be amended as follows: In line 27, page 2 of the printed bill, strike out the "." after the word "sanity" and insert in lieu thereof a "," and the following words: "or to relieve the superintendent of the Mon-

tana State Hospital from the obligation of supervising patients on parole to the extent of available facilities and finances.";

and as amended be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Military Affairs, having had under consideration Senate Bill No. 142, respectfully report as follows: That Senate Bill No. 142 be concurred in.

PURDY, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 110, respectfully report as follows: That Senate Bill No. 110 be concurred in.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 34, respectfully report as follows: That Senate Bill No. 34 be concurred in.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 61, respectfully report as follows: That Senate Bill No. 61 be concurred in.

O'CONNOR, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 24, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 22.

Senate Bill No. 48.

Senate Bill No. 64.

Senate Bill No. 173.

Senate Bill No. 200.

Senate Bill No. 212.

Senate Joint Memorial No. 4.

Senate Joint Resolution No. 4.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 202 by Barnard and Wilson.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, report adopted, and the bills are herewith returned to the House:

House Bill No. 131 by Pfohl.

House Bill No. 198 by Schiltz and McElwain.

House Bill No. 305 by Cerovski et al.

House Bill No. 308 by Cerovski et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and not concurred in, and the bill is herewith returned to the house:

House Bill No. 246 by Purdy.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Public Health and Safety, report adopted, and the bill is herewith returned to the House:

House Bill No. 99 by Bricker et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 67 by McElwain et al.

House Bill No. 146 by Toole and Reed.

House Bill No. 266 by McElwain et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by MacDonald, duly seconded and carried, that Senate Bill No. 7 be taken from General Orders and re-referred to Committee on Judiciary.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows, all appropriation measures having been read at length:

Senate Bill No. 168 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Parker, Phillips, Purdy, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Arnold, Bricker, Fulton, Hawks, Hess, Hughes, Nixon, Omholt, Peters, Pfohl, Pierce, Powell, Sagunsky, Taylor. Total 14.

Excused: Babcock, Reed, Toole. Total 3.

House Bill No. 363 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nybo, O'Connor, Parker, Phillips, Purdy, Reed, Regan, Rimel, Ringling, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Bricker, Dwyer, Fulton, Hawks, Hughes, McElwain, Nixon, Norby, Omholt, Peters, Pfohl, Pierce, Powell, Rieder, Sagunsky, Sales, Taylor. Total 17.

Excused: Babcock, Toole. Total 2.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Armstrong of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Bill No. 165 be concurred in.

That Senate Bill No. 118 be concurred in.

That Senate Bill No. 107 be amended by striking all of Section 3 of the printed bill, and as so amended be concurred in.

That Senate Bill No. 6 be concurred in.

That Senate Bill No. 8 be concurred in.

That Senate Bill No. 9 be concurred in.

ARMSTRONG, Chairman.

Report adopted.

The Speaker signed the following bills in open session: Senate Bills Nos. 68, 60, 26, 47, 155, 29, 51, 132, 147, and Senate Joint Memorials Nos. 8 and 13.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 281, 323, 62, 242, 161, Substitute House Bill No. 48, and House Joint Memorial No. 5, do hereby report that said bills, together with a copy thereof signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:10 o'clock, p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Wednesday, February 25, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-SECOND LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 25, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Hawks, Higgins, Nixon, Rieder, Toole, Watkins, all excused; and Dempsey, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-first legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 364, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 171, respectfully report as follows: That Senate Bill No. 171 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 206, respectfully report as follows: That Senate Bill No. 206 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 119, respectfully report as follows: That Senate Bill No. 119 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 191, respectfully report as follows: That Senate Bill No. 191 be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 211, respectfully report as follows: That Senate Bill No. 211 be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 184, respectfully report as follows: That Senate Bill No. 184 be concurred in.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 92, respectfully report as follows: That Senate Bill No. 92 be concurred in.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 74, respectfully report as follows: That Senate Bill No. 74 be concurred in.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 67, respectfully report as follows: That Senate Bill No. 67 be amended in the title of the engrossed bill on line 11, page 1 by striking the semi-colon after the word "Hunters" and inserting the words, "In Addition to Other Licenses Required by Section 26-205, Revised Codes of Montana, 1947, as Amended by Chapter 142 of the Session Laws of 1951 of the State of Montana;";

and be further amended in section 2, line 25, page 1, of the engrossed bill by striking the period "." following the figures "($2.00)" and inserting thereafter the following words, "in addition to other licenses required by Section 26-205 of the Revised Codes of Montana, 1947, as amended by Chapter 142 of the Session Laws of 1951 of the State of Montana.";

and be further amended by striking Section 3 in its entirety;

and as amended be concurred in.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Fish and Game, having had under consideration Senate Bill No. 98, respectfully report as follows: That Senate Bill No. 98 be concurred in.

ARMSTRONG, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration Senate Bill No. 207, respectfully report as follows: That Senate Bill No. 207 be concurred in.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 35, respectfully report as follows: That Senate Bill No. 35 be not concurred in.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 196, respectfully report as follows: That Senate Bill No. 196 be concurred in.

O'CONNOR, Chairman.

Report adopted.

MESSAGE FROM THE SENATE

February 24, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for nonconcurrence by the Committee on Constitutional Amendments and Federal Relations, report adopted, and the bill is herewith returned to the House: House Joint Memorial No. 6 by Barnard and Clowes.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by McElwain, duly seconded and carried, that Senate Bill No. 9 be taken from Third Reading and be re-referred to the Committee on Judiciary.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 6 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dwyer, Emmons, Fulton, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Van Dyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Bricker, Cavanaugh, Dempsey, Durkee, Fry, Gebhardt, Gleed, Hansen, Hanson, Hughes, Marsenich, Norby, Reed, Taylor. Total 14.

Excused: Hawks, Higgins, Nixon, Rieder, Toole, Watkins. Total 6.

Senate Bill No. 8 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Bricker, Cavanangh, Dempsey, Durkee, Fry, Gleed, Hansen, Hughes, Marsenich, Norby, Pierce, Reed, Schiltz, Taylor, Tobin (Lewis & Clark). Total 15.

Excused: Hawks, Higgins, Nixon, Rieder, Toole, Watkins. Total 6.

Senate Bill No. 165 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Omholt. Total 1.

Absent and not voting: Bricker, Cavanaugh, Dempsey, Fry, Gleed, Hansen, Hughes, Marsenich, Norby, Pierce, Sagunsky, Schiltz, Taylor, Tobin (Lewis & Clark). Total 14.

Excused: Hawks, Higgins, Nixon, Rieder, Toole, Watkins. Total 6.

Senate Bill No. 118 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Bricker, Cavanaugh, Dempsey, Fry, Fulton, Gebhardt, Gleed, Goffena, Hansen, Hughes, Marsenich, Norby, Pierce, Schiltz, Taylor. Total 15.

Excused: Hawks, Higgins, Nixon, Rieder, Toole, Watkins. Total 6.

Senate Bill No. 107 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Barnard, Barrett, Beck, Broe-

der, Cerovski, Clowes, Crist, Durkee, Fulton, Gershmel, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, Mahoney, Michels, Parker, Regan, Ringling, Sax, Sykes, Tobin (Silver Bow), VanDyke, Wood. Total 37.

Noes: Arnold, Babcock, Brownfield, Emmons, Goffena, Goodgame, Goodwin, Iten, McAndrews, McDonnell, McElwain, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Rimel, Sagunsky, Sales, Seifert, Sippel, Smith, Steel, Tange, Tobin (Lewis & Clark), Totten, Walton, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 35.

Absent and not voting: Bricker, Cavanaugh, Corcoran, Dempsey, Dwyer, Fry, Gebhardt, Gleed, Haines (Missoula), Hansen, Hughes, Marsenich, Norby, Pierce, Schiltz, Taylor. Total 16.

Excused: Hawks, Higgins, Nixon, Rieder, Toole, Watkins. Total 6.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Rimel of Missoula in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Bill No. 23 be concurred in.

That Senate Bill No. 34 be concurred in.

That Senate Bill No. 38 be concurred in.

That Senate Bill No. 61 be concurred in.

That Senate Bill No. 65 be concurred in.

That Senate Bill No. 110 be concurred in.

That Senate Bill No. 112 be concurred in.

That Senate Bill No. 135 be amended by striking out section 3 of the printed bill, and as so amended be concurred in.

That Senate Bill No. 142 be concurred in.

That Senate Amendment to House Bill No. 202 be concurred in.

RIMEL, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 159, respectfully report as follows: That Senate Bill No. 159 be concurred in.

BROWNFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Senate Bill No. 158, respectfully report as follows: That Senate Bill No. 158 be not concurred in.

BROWNFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Livestock and Public Ranges, having had under consideration Substitute Senate Bill No. 85, respectfully report as follows: That Substitute Senate Bill No. 85 be amended as follows:

amend section 1, line 65, page 3 of the printed Substitute Senate Bill No. 85, by striking after the word "animals" the following words "consigned to and which without leaving the custody of the carrier does reach" and inserting in lieu thereof the following clause, "from one county to be consigned to, and which actually reach by means other than railroad";

and as so amended, recommend that same be concurred in.

BROWNFIELD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Privileges and Elections, having had under consideration Senate Bill No. 176, respectfully report as follows: That Senate Bill No. 176 be not concurred in.

ITEN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 154, respectfully report as follows: That Senate Bill No. 154 be amended as follows:

amend the original bill on page 2, section 2, line 10 after the word "The" by deleting the word "Commissioner" and inserting the words "Ex Officio Sealer of weights and measures";

and as so amended, recommend that same be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 54, respectfully report as follows: That Senate Bill No. 54 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Agriculture, Dairying and Horticulture, having had under consideration Senate Bill No. 153, respectfully report as follows: That Senate Bill No. 153 be concurred in.

PETERS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration Senate Bill No. 59, respectfully report as follows: That Senate Bill No. 59 be amended by striking out in line 4, page 1, of the title of the printed bill the word "Three" and inserting in lieu thereof the word "Five";

be further amended by striking out in line 5, page 1, of the title of the printed bill the figure "3" and inserting in lieu thereof the figure "5";

be further amended on line 14, page 1, of the printed bill by striking the word "three" and inserting in lieu thereof the word "five";

be further amended on line 15, page 1, of the printed bill by striking the period "." and inserting in lieu thereof a comma "," and the words, "provided that the total aggregate liability of any surety under such bond shall not exceed the face amount of the bond.";

be further amended on line 23, page 1, of the printed bill by striking the word "three" and inserting in lieu thereof the word "five";

be further amended on line 33, page 2, of the printed bill by striking the word "three" and inserting in lieu thereof the word "five";

and be further amended on line 34, page 2, of the printed bill by striking the period "." and inserting in lieu thereof a comma "," and the words, "provided that the total aggregate liability of any surety under such bond shall not exceed the face amount of the bond.";

and as amended be concurred in.

HAINES (Flathead), Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

February 25, 1953.

Hon. Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measures:

House Bill No. 6, introduced by McElwain.

House Bill No. 43, introduced by Reed.

House Bill No. 104, introduced by Haines (Missoula).

House Bill No. 145, introduced by Committee on Ways and Means (by request).

House Bill No. 203, introduced by Smith, Tobin (Lewis & Clark), Rimel, Haines (Missoula), and Toole.

House Bill No. 319, introduced by Cavanaugh, Johnson (Silver Bow), and Dwyer.

Respectfully,

J. HUGO ARONSON,
Governor.

MOTIONS AND RESOLUTIONS

A motion was made by Graybill, duly seconded and carried, that consideration of Senate Bill No. 207 on General Orders be passed for the day.

A motion was made by Wiedman, duly seconded and carried, that the House request the Senate to return Senate Bill No. 134 to the House.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 366, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Purpose of Paying Expenses, as Designated Herein, for the Montana Highway Patrol, the Board of Railroad Commissioners, the Industrial Accident Board, the Attorney General, the State Controller, the State Forester, the Governor's Office, the Director of Civil Defense, the Commissioner of State Lands and Investments, the State Orphans' Home, the Montana Soldiers' Home, the State Library Extension Commission, the Department of Public Instruction, the District Judges, the County Attorneys, the Eastern Montana College of Education, the Montana State Hospital, and the Department of Labor and Industry for the Remainder of the Current Fiscal Year Ending June 30, 1953."

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bills correctly enrolled: House Bills Nos. 91, 279, 280, 266, Substitute House Bills Nos. 110 and 114, and House Joint Memorial No. 7.

HUGHES, Vice-chairman.

Report adopted.

I have examined House Bill No. 91 introduced by me and find the same to be correct.

CEROVSKI.

I have examined House Bill No. 279 introduced by me and find the same to be correct.

MacDONALD.

I have examined Substitute House Bill No. 114 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 280 introduced by me and find the same to be correct.

MacDONALD.

I have examined House Bill No. 266 introduced by me and find the same to be correct.

McELWAIN.

I have examined Substitute House Bill No. 110 introduced by me and find the same to be correct.

SAGUNSKY.

I have examined House Joint Memorial No. 7 introduced by me and find the same to be correct.

SAGUNSKY.

The Speaker signed the following bills in open session: House Bills Nos. 91, 279, 280, 266, Substitute House Bills Nos. 110 and 114, and House Joint Memorial No. 7.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of in the following manner:

Senate Amendment to House Bill No. 202 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Hancock, Hanson, Hess, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith,

Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Goffena, Haines (Flathead), Iten, Tange. Total 4.

Absent and not voting: Arnold, Atkinson, Bricker, Dempsey, Haines (Missoula), Hansen, Hawks, McDonnell, McElwain, Pierce, Taylor. Total 11.

Excused: Cavanaugh, Emmons, Higgins, Pfohl, Rimel, Steel, Watkins. Total 7.

Senate Bill No. 23 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: Broeder, Sykes. Total 2.

Absent and not voting: Arnold, Bricker, Dempsey, Hansen, MacDonald, McDonnell, McElwain, Sagunsky, Taylor. Total 9.

Excused: Cavanaugh, Emmons, Higgins, Pfohl, Rimel, Steel, Watkins. Total 7.

Senate Bill No. 34 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Crist, Durkee, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Phillips, Powell, Purdy, Regan, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Bricker, Corcoran, Dempsey, Dwyer, McDonnell, Marsenich, Omholt, Peters, Pierce, Reed, Rieder, Sagunsky, Taylor, Toole. Total 14.

Excused: Cavanaugh, Emmons, Higgins, Pfohl, Rimel, Steel, Watkins. Total 7.

Senate Bill No. 38 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo,

O'Connor, Omholt, Parker, Phillips, Powell, Purdy, Regan, Rieder, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Arnold, Corcoran, Dempsey, Gershmel, McDonnell, Peters, Pierce, Reed, Sagunsky, Taylor, Toole. Total 11.

Excused: Cavanaugh, Emmons, Higgins, Pfohl, Rimel, Steel, Watkins. Total 7.

Senate Bill No. 61 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Clowes, Crist, Durkee, Dwyer, Fry, Gebhardt, Gleed, Goodgame, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Leuthold, Loughran, McElwain, Norby, Nybo, O'Connor, Parker, Sales, Sax, Schiltz, Seifert, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Wetzsteon, Wiedman. Total 45.

Noes: Anderson, Broeder, Cerovski, Corcoran, Fulton, Goffena, Goodwin, Graybill, Gunderson, Hansen, Johnson (Silver Bow), Juedeman, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Omholt, Peters, Phillips, Powell, Purdy, Regan, Rieder, Sippel, Smith, Tange, VanDyke, Wilson, Wood, Mr. Speaker. Total 32.

Absent and not voting: Arnold, Dempsey, Gershmel, McDonnell, Pierce, Reed, Sagunsky, Toole. Total 8.

Excused: Cavanaugh, Emmons, Higgins, Hughes, Pfohl, Rimel, Ringling, Steel, Watkins. Total 9.

Senate Bill No. 65 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hawks, Hess, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Powell, Purdy, Regan, Rieder, Ringling, Sales, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Gleed, Hilger, Iten, Leuthold, Sax, Wetzsteon. Total 6.

Absent and not voting: Dempsey, Haines (Missoula), Omholt, Phillips, Pierce, Reed, Sagunsky, Taylor, Toole. Total 9.

Excused: Cavanaugh, Emmons, Higgins, Hughes, Pfohl, Rimel, Steel, Watkins. Total 8.

Senate Bill No. 110 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran,

MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Phillips, Powell, Purdy, Regan, Rieder, Ringling, Sales, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Wiedman, Wilson, Mr. Speaker. Total 72.

Noes: Hilger, Iten, Omholt, Sax, VanDyke, Wetzsteon, Wood. Total 7.

Absent and not voting: Dempsey, Hughes, Nybo, Pierce, Reed, Sagunsky, Taylor, Toole. Total 8.

Excused: Cavanaugh, Emmons, Higgins, Pfohl, Rimel, Steel, Watkins. Total 7.

Senate Bill No. 112 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Phillips, Powell, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Corcoran, Dempsey, Goffena, Nybo, Pierce, Purdy, Reed, Taylor, Tobin (Silver Bow), Toole. Total 10.

Excused: Cavanaugh, Emmons, Higgins, Pfohl, Rimel, Steel, Watkins. Total 7.

Senate Bill No. 135 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: Goodgame, Marsenich. Total 2.

Absent and not voting: Corcoran, Dempsey, Reed, Seifert, Taylor, Toole. Total 6.

Excused: Cavanaugh, Emmons, Higgins, Steel, Watkins. Total 5.

Senate Bill No. 142 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes,

Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Bricker, Dempsey, Phillips, Taylor, Toole. Total 5.

Excused: Cavanaugh, Emmons, Higgins, Steel, Watkins. Total 5.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Norby of Cascade in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That consideration of House Bill No. 364 be passed for the day.

That Senate Bill No. 67 be concurred in.

That Senate Bill No. 98 be concurred in.

That Senate Bill No. 74 be concurred in.

That Senate Bill No. 92 be concurred in.

That Senate Bill No. 119 be concurred in.

That Senate Bill No. 171 be concurred in.

That Senate Bill No. 184 be concurred in.

That Senate Bill No. 191 be concurred in.

That Senate Bill No. 196 be concurred in.

That Senate Bill No. 206 be concurred in.

That Senate Bill No. 211 be concurred in.

NORBY, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 365, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: House Bill No. 146.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 146 introduced by me and find the same to be correct.

REED.

The Speaker signed the following bills in open session: House Bill No. 146, Senate Bills Nos. 164, 173, 212, 30, 48, 141, Senate Joint Resolution No. 4, and Senate Joint Memorial No. 5.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 91, 279, 280, 266, Substitute House Bills Nos. 110 and 114, and House Joint Memorial No. 7, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:45 o'clock, p. m., delivered to the Governor for his approval.

HUGHES, Vice-chairman.

Mr. Speaker: We, your Committee on Rules, Joint Rules, and Order of Business, recommend that Rule No. 11 of the Joint Rules of the Senate and House of Representatives be amended to read as follows:

"No. 11. Enrollment of Bills — When a bill has passed both Houses, the Enrolling Clerk of the House in which it originated shall cause to be made an original and three duplicate typewritten copies of the bill as the same was engrossed, together with its history, free from all corrections, erasures, interlineations, defects in orthography and all other clerical inaccuracies, provided, however, that the date of final enrollment may be stamped on the bill. In all bills containing amendments to existing statutes, the new parts shall be designated by underlining; the typewriting shall be done with a black record ribbon, pica type, upon a plain linen finished paper, size 8½ inches wide and 13 inches long; paper to weigh sixteen pounds to the ream, with a margin of two inches at the top and one inch on each side, thirty lines of type to the page, but lines not numbered, and the bill shall be covered with blue manuscript cover, upon which is written, in capital letters the number and title. Two copies shall accompany the original through both Houses and to the Governor, who shall, if approved, sign the original and one copy. The original bill and one copy shall be filed with the Secretary of State and the second copy with the Clerk of the Supreme Court. The third copy shall be retained by the Chairman of the Enrolling Committee until the conclusion of the session, when it shall be filed with the Secretary of State."

WIEDMAN, Chairman,
McELWAIN,
CHAFFIN,
MacDONALD,
GRAYBILL,
Committee on Rules and Joint Rules.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration Senate Bill No. 113, respectfully report as follows: That Senate Bill No. 113 be concurred in.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 41, respectfully report as follows: That Senate Bill No. 41 be amended as follows:

amend section 1, sub-section 75-3406 in line 10, page 1, of the printed bill after the word "carry" by deleting the following: "personal liability insurance in the amount of not less than fifty thousand dollars ($50,000) if only one (1) bus is operated, or an aggregate blanket amount of not less than one hundred thousand dollars ($100,000), if two (2) or more busses

are operated;" and inserting the following: "Automobile Bodily Injury and Liability insurance, with limits of liability in the amount of not less than $7500.00 each person and $50,000.00 each accident. Such limits must be carried on each bus operated, if there be more than one;";

and as so amended, recommend that same be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 157, respectfully report as follows: That Senate Bill No. 157 be concurred in.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 172, respectfully report as follows: That Senate Bill No. 172 be concurred in.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Townships and Counties, having had under consideration Senate Bill No. 97, respectfully report as follows: That Senate Bill No. 97 be concurred in.

HUGHES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 366, respectfully report as follows: That House Bill No. 366 do pass.

TAYLOR, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 25, 1953.

Mr. Speaker:

On motion of Senator Worden the request of the House of this day for the return of Senate Bill No. 134 was granted, and the bill is herewith returned to the House.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended that further action be indefinitely postponed by the Committee of the Whole, report adopted, and the bill is herewith returned to the House: Substitute House Bill No. 197 by Committee on Townships and Counties.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Thursday, February 26, at 10:00 a. m.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-THIRD LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 26, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Cavanaugh, Emmons, Pfohl, Rimel, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-second legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, beg leave to report the following bill correctly enrolled: Substitute House Bill No. 12.

ARNOLD, Acting Chairman.

Report adopted.

I have examined Substitute House Bill No. 12 introduced by me and find the same to be correct.

O'CONNOR.

The Speaker signed Substitute House Bill No. 12 in open session.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 2, respectfully report as follows: That Senate Bill No. 2 be concurred in.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 108, respectfully report as follows: That Senate Bill No. 108 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 109, respectfully report as follows: That Senate Bill No. 109 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 150, respectfully report as follows: That Senate Bill No. 150 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 88, respectfully report as follows: That Senate Bill No. 88 be amended by amending Senate Committee of the Whole Amendment of February 20, 1953, in line nine (9) or the last line of the Senate Amendment to Senate Bill No. 88, by striking

the words and figures "ten (10) days" and inserting in lieu thereof the words and figures "one (1) day";

and as amended be concurred in.

WILSON, Chairman.

Report adopted.

MESSAGES FROM SENATE

February 25, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Joint Memorial for further consideration: House Joint Memorial No. 6 by Barnard et al.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 309 by Gleed.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 151 by Juedeman et al.

House Bill No. 234 by Haines (Prairie) et al.

House Bill No. 273 by Schiltz and Graybill.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 163.

Senate Bill No. 168.

Respectfully,

LOU E. BRETZKE,

Secretary of the Senate.

MOTIONS AND RESOLUTIONS

It was moved by O'Connor, duly seconded and carried, that Senate Bill No. 196 be taken from Third Reading and re-referred to General Orders.

It was moved by Wiedman, duly seconded and carried, that Senate Bill No. 134 be referred to the Committee on State Boards and Institutions.

It was moved by Wiedman, duly seconded and carried, that the request of the Senate for the return of House Joint Memorial No. 6 be granted and the Memorial returned to the Senate.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 67 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Beck, Bricker, Broeder, Brownfield, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McElwain, Mahoney, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 72.

Noes: Barnard, Barrett, Cerovski, Clowes, Goodgame, Iten, Loughran, Michels, Phillips, Wood. Total 10.

Absent and not voting: Arnold, Cavanaugh, Dempsey, Hilger, McAndrews, McDonnell, Marsenich, Nybo, Smith, Taylor, Tobin (Silver Bow). Total 11.

Excused: Toole. Total 1.

Senate Bill No. 98 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pierce, Powell, Reed, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Brownfield, Gershmel, Goffena, Gunderson, Iten, Purdy, Ringling, Wetzsteon. Total 8.

Absent and not voting: Anderson, Cavanaugh, Dempsey, Hilger, McAndrews, McDonnell, Marsenich, Pfohl, Phillips, Seifert, Taylor, Tobin (Silver Bow). Total 12.

Excused: Toole. Total 1.

Senate Bill No. 74 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hess, Higgins, Johnson (Granite), Johnson (Silver Bow), Juedeman, Loughran, MacDonald, Mahoney, Marsenich, Nixon, Norby, Omholt, Parker, Regan, Rieder, Ringling, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wiedman, Wilson, Mr. Speaker. Total 60.

Noes: Broeder, Cerovski, Goffena, Haines (Missoula), Hawks, Hilger, Iten, Leuthold, Michels, Nybo, O'Connor, Peters, Pierce, Powell, Purdy, Reed, Sippel, Watkins, Wetzsteon, Wood. Total 20.

Absent and not voting: Anderson, McAndrews, McDonnell, McElwain, Pfohl, Phillips, Rimel, Sagunsky, Seifert. Total 9.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 92 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Crist, Dempsey, Durkee, Fulton, Gebhardt, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: Clowes, Emmons, Gershmel, Goffena, Goodgame, Marsenich, Rieder, Tobin (Silver Bow). Total 8.

Absent and not voting: Anderson, Dwyer, Hawks, McAndrews, McDonnell, McElwain, Nixon, Pfohl, Purdy, Seifert, Tange. Total 11.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 119 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Dwyer, Goffena, Graybill, Haines (Missoula), McAndrews, McDonnell, O'Connor, Rieder, Sagunsky, Seifert. Total 10.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 171 was concurred in by the following vote:

Ayes: Anderson, Atkinson, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Reed, Regan, Rieder, Rimel, Ringling, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wilson, Wood. Total 60.

Noes: Armstrong, Arnold, Broeder, Brownfield, Corcoran, Dwyer, Fulton, Gebhardt, Goffena, Haines (Flathead), Hansen, Hawks, O'Connor,

Phillips, Pierce, Powell, Purdy, Sales, Watkins, Wiedman, Mr. Speaker. Total 21.

Absent and not voting: Babcock, Bricker, Crist, McAndrews, McDonnell, Omholt, Sagunsky, Seifert. Total 8.

Exclused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 184 was concurred in by the following vote:

Ayes: Anderson, Arnold, Armstrong, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Babcock, Loughran, McAndrews, McDonnell, McElwain, Omholt, Pierce, Rieder, Seifert. Total 9.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 191 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hawks, Hess, Higgins, Hanson, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McElwain, Mamoney, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Phillips, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Walton, Watkins, Wiedman, Wilson, Mr. Speaker. Total 68.

Noes: Goffena, Iten, Juedeman, Leuthold, Pfohl, Powell, Purdy, Sax, Totten, VanDyke, Wetzsteon, Wood. Total 12.

Absent and not voting: Cerovski, Corcoran, Hilger, Loughran, McDonnell, Nybo, Omholt, Pierce, Seifert. Total 9.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 206 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Dempsey, Emmons, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: Cerovski, Michels. Total 2.

Absent and not voting: Durkee, Dwyer, Fulton, Loughran, McDonnell, Omholt, Pierce, Sagunsky, Seifert. Total 9.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 211 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 84.

Noes: None.

Absent and not voting: Dwyer, Hanson, Loughran, Sagunsky, Seifert. Total 5.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Smith of Lewis & Clark in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Bill No. 207 be placed at the bottom of the list.

That consideration of Senate Bill No. 157 be passed for the day.

That House Bill No. 364 do pass.

That House Bill No. 365 do pass.

That Senate Bill No. 41 be concurred in.

That consideration of Senate Bill No. 54 be passed for the day.

That Senate Bill No. 59 be concurred in.

That Substitute Senate Bill No. 85 be concurred in.

That Senate Bill No. 97 be concurred in.

That Substitute Senate Bill No. 113 be concurred in.

That Senate Bill No. 153 be concurred in.

That Senate Bill No. 154 be concurred in.

That the Committee reconsider its action in recommending concurrence in Senate Substitute Bill No. 85.

That further consideration of Substitute Senate Bill No. 85 be passed for the day.

That Senate Bill No. 159 be placed at the bottom of the list.

That Senate Bill No. 172 be concurred in.

That consideration of Senate Bill No. 196 be passed for the day.

That consideration of Senate Bill No. 207 be passed for the day.

That Senate Bill No. 159 be amended by inserting in line 4 of the title of the printed bill after the word "Notice" the following: "Of Chattel Mortgages and Notice"; and as so amended be concurred in.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 364 and 365.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bill No. 146 and Substitute House Bill No. 12, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:40 o'clock, a. m. delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF SELECT COMMITTEES

To the President of the Senate
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration Senate Amendments to House Bill No. 4, respectfully report and recommend as follows:

That the House concur in the Senate Amendments to House Bill No. 4.

For the Senate:
ROBINSON,
MORITZ,
MANNING.

For the House:
SAGUNSKY,
BROEDER,
NIXON.

It was moved by Sagunsky, duly seconded, that the conference committee report on Senate Amendments to House Bill No. 4 be adopted, and said conference committee report was adopted by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flat-

head), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 88.

Noes: None.

Absent and not voting: Bricker, McDonnell, Mahoney, Rieder, Taylor. Total 5.

Excused: Toole. Total 1.

To the President of the Senate
and the Speaker of the House:

We, your Conference Committee on House Bill No. 3 recommend as follows:

That the Senate recede from all amendments inserted in House Bill No. 3 and that the following amendments be inserted in lieu thereof:

Amend line 31, page 2 of the printed bill by adding after "Schedule II" the following: "Trailers Other Than House Trailers."

Amend by striking out in its entirety line 32, page 2 of the printed bill, and inserting in lieu thereof the following: "Up to 2500 lbs. for personal use — Exempt."

And insert after line 32, page 2 of the printed bill the following: "Up to 2500 lbs. for commercial use — $3.50."

Amend by striking out in its entirety line 33, page 2 of the printed bill and inserting in lieu thereof the following: "2501 lbs. or more, and less than 6000 lbs. — $4.50."

Amend by inserting on page 2, following line 51 of the printed bill the following paragraphs:

"Provided further that on motor trucks, trailers, and semi-trailers, which shall travel more than 24,000 miles on the federal highway system of the state within the year, there shall be paid and collected annually a total fee equal to one hundred twenty-five percent (125%) of the fees provided for in this act, which shall be called the Class A fee. Each vehicle upon which the Class A fee has been paid shall have the letter "A" at least two (2) inches in height marked permanently upon it, immediately preceding the maximum gross weight markings provided for in Section 14 of Chapter 219 of the Session Laws of the Thirty-second Legislative Assembly of the State of Montana."

"In addition to other fees for the licensing of vehicles, there shall be paid and collected annually for each house trailer, based upon over-all length of body as set by the licensee in his application, except as otherwise provided in this act, a fee equal to fifty cents (50¢) for each foot of over-all trailer body length, exclusive of bumpers and hitch."

Amend line 65, page 3 of the printed bill by striking the period "." following the word "above" and insert in lieu thereof a semicolon ";" and add thereafter the words and figures: "provided, however, the minimum fee under Schedule I shall be four dollars ($4.00)."

Amend by striking on line 68, page 3, of the printed bill, following the words and comma "pole trailers," the word "and", and inserting in lieu thereof the following: "and ready-mix concrete there shall be paid and collected annually a fee equal to seventy percent (70%) of the fees provided in Schedule I and Schedule II above; provided further, that".

Amend the title of said bill by inserting in line 4, page 1 of the title of the printed bill preceding the words "And Busses" a comma (,) and the words "House Trailers."

For the Senate:
ROBINSON,
MORITZ,
MANNING.

For the House:
SAGUNSKY,
NIXON,
BROEDER.

It was moved by Sagunsky, duly seconded, that the conference committee report on Senate Amendments to House Bill No. 3 be adopted. A substitute motion was made by Babcock, duly seconded, that the House reject the conference committee report and appoint a new committee to serve with a like committee from the Senate for further consideration of this matter. The substitute motion prevailed by the following vote:

Ayes: Anderson, Armstrong, Babcock, Broeder, Brownfield, Cavanaugh, Cerovski, Crist, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hess, Higgins, Hilger, Iten, Johnson (Silver Bow), Juedeman, Loughran, McAndrews, McDonnell, Marsenich, O'Connor, Pierce, Purdy, Regan, Seifert, Sippel, Steel, Sykes, Tobin (Silver Bow), Wetzsteon, Wood. Total 44.

Noes: Arnold, Atkinson, Barnard, Barrett, Beck, Clowes, Corcoran, Emmons, Goffena, Goodwin, Haines (Missoula), Hanson, Hawks, Johnson (Granite), Leuthold, MacDonald, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, Parker, Peters, Pfohl, Powell, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Smith, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Mr. Speaker. Total 42.

Absent and not voting: Bricker, Hughes, Omholt, Phillips, Rieder, Taylor. Total 6.

Excused: Toole. Total 1.

Pass: Reed. Total 1.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration Senate Joint Memorial No. 9, respectfully report as follows: That Senate Joint Memorial No. 9 be amended by striking out on page 1, line 8, of the original bill, after the words and figures "April 20," the figure "1953" and inserting in lieu thereof the number "1950"; and as amended be concurred in.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 170, respectfully report as follows: That Senate Bill No. 170 be amended as follows:

by inserting after the figures "84-4910" in line 78, page 3 of the printed bill, a "," and inserting in line 78, page 3 of the printed bill, after the word "Montana" a ",";

by striking the "," at the end of line 78, page 3 of the printed bill, and inserting in lieu thereof a ".";

by striking the entire paragraph beginning on page 3, line 79, and ending on line 86, inclusive;

by inserting at the end of line 88, page 3 of the printed bill a ",";

by inserting in line 89, page 3 of the printed bill, after the word "Montana" a ",";

by inserting in line 90, page 3, after the figures "($2500.00)" a ";";

by striking the word "except" in said line 90 and inserting in lieu thereof the words "provided, however,";

by inserting after the word "disease" in line 93, page 3 of the printed bill a ",";

by inserting in line 94, page 4 of the printed bill after the word "body" a "," and the following words: "and all travel and living expenses incidental to such medical care.";

and by striking out in line 94, page 4 of the printed bill, the following: "(including amounts paid for accident or health insurance).", and inserting in lieu thereof the following: "The term 'medical care' shall also apply to all amounts paid for accident and health insurance.";

by inserting in line 99, page 4 of the printed bill after the figures "84-4910" a ",";

by striking the "." after the word "Montana" in said line 99 and inserting in lieu thereof a "," and the figure "1947.";

by striking Section 3 in its entirety and inserting in lieu thereof the following: "Section 3. This act shall be in full force and effect for the taxable year, 1953, and for such purpose, shall be effective from and after January 1, 1953.";

and as amended, be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 7, respectfully report as follows: That Senate Bill No. 7 be amended as follows:

by striking out Section 1 in its entirety and inserting in lieu thereof the following:

"Section 1. Whenever any agency of the federal government shall require as a condition to obtaining federal aid that the state agency entrusted with the administration of such aid shall submit a budget of the contemplated expenditures for administrative purposes, the proposed budget for such expenditures shall, before it is submitted to the federal authorities for approval, first be submitted to the State Controller in conformity with Section 4(a), Chapter 194, Laws of 1951. The State Controller shall then transmit said budget to the legislative assembly for approval; when the legislative assembly is not in session and additional and unanticipated federal aid becomes available, requiring an amended and/or supplemental appropriation request, then any agency, department or institution receiving such federal aid shall submit said amended and/or supplemental administrative appropriation request through the State Controller to the Governor for his approval before submission to the appropriate federal agency.";

and as amended, be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Substitute for Senate Bill No. 12, respectfully report as follows: That Senate Substitute for Senate Bill No. 12, be amended as follows:

by striking in line 10 of the title of the printed bill, the word "Civilian";

and by striking in line 2 of the printed bill, the words "confined in" and inserting in lieu thereof the words "committed to";

and by inserting in line 6 of the printed bill after the "," and before the word "knives" the words "or any";

by striking in line 7 of the printed bill, the word "civilian clothing," and inserting in lieu thereof the words "clothing other than that issued by the state prison,";

and further amend by striking the "," after the word "prisoner" in line 7 and inserting in lieu thereof a ";";

and as amended be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Affairs of Cities, having had under consideration Senate Bill No. 84, respectfully report as follows: That Senate Bill No. 84 be concurred in.

NORBY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Mines and Mining, having had under consideration Senate Joint Memorial No. 12, respectfully report as follows: That Senate Joint Memorial No. 12 be concurred in.

ATKINSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Substitute for Senate Bill No. 4, respectfully report as follows: That Senate Substitute for Senate Bill No. 4 be not concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 161, respectfully report as follows: That Senate Bill No. 161 be not concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 66, respectfully report as follows: That Senate Bill No. 66 be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 9, respectfully report as follows: That Senate Bill No. 9 be amended as follows: by inserting in Section 3, page 2, line 15 of the printed bill, the word "jeeps" immediately after the word "busses";

and as amended be concurred in.

McELWAIN, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

February 25, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measures:

House Bill No. 14, introduced by Hancock and Wilson.

House Bill No. 62, introduced by Higgins.

House Bill No. 91, introduced by Cerovski.

Substitute House Bill No. 110, introduced by Committee on Highways and Highway Transportation.

Substitute House Bill No. 114, introduced by Committee on Ways and Means.

House Bill No. 152, introduced by O'Connor.

House Bill No. 161, introduced by Graybill.

House Bill No. 242, introduced by Committee on Appropriations.

House Bill No. 266, introduced by McElwain, Haines (Missoula), O'Connor, MacDonald, and Dwyer.

House Bill No. 279, introduced by MacDonald.

House Bill No. 280, introduced by MacDonald.

House Bill No. 281, introduced by MacDonald.

House Bill No. 323, introduced by Schiltz and Rimel.

House Joint Memorial No. 5, introduced by Nybo, Reed, Haines (Missoula), Toole, and Rimel.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGE FROM SENATE

February 26, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration: Substitute House Bill No. 197 by Committee on Townships and Counties.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that the request of the Senate for the return of Substitute House Bill No. 197 be granted.

A motion was made by Sykes that consideration of Senate Bill No. 154 on Third Reading be passed for the day. Motion seconded and carried.

A motion was made by Sykes, duly seconded and carried, that Senate Bill No. 154 be taken from Third Reading and placed on General Orders.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 367, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Operation and Maintenance and for Other Purposes Designated Herein for the Several Units of the University of Montana, Known as Montana State University, Montana State College, Experiment Station and Substations, Extension Service, Montana School of Mines, Western Montana College of Education at Dillon, Eastern Montana College of Education at Billings, and Northern Montana College at Havre, and for Student Fare Refunds for the Period Beginning July 1, 1953 and Ending June 30, 1955."

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

Senate Bill No. 41 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Armstrong, Babcock, Broeder, Crist, Dwyer, Fulton, Gebhardt, Haines (Missoula), Hansen, Hess, Higgins, Johnson (Silver Bow), Loughran, MacDonald, Omholt, Parker, Reed, Rieder, Sagunsky, Tobin (Lewis & Clark). Total 20.

Excused: Fry, Gleed, Hughes, Regan, Taylor, Toole. Total 6.

Senate Bill No. 59 was concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Peters, Pfohl, Pierce, Powell, Purdy, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Phillips, Watkins. Total 2.

Absent and not voting: Armstrong, Crist, Fulton, Gebhardt, Haines (Missoula), Hansen, Higgins, Loughran, Omholt, Parker, Reed, Rieder, Sagunsky, VanDyke. Total 14.

Excused: Fry, Gleed, Hughes, Regan, Taylor, Toole. Total 6.

Senate Bill No. 97 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 80.

Noes: Goffena. Total 1.

Absent and not voting: Emmons, Gebhardt, Marsenich, Omholt, Regan, Rieder, Sagunsky, Tobin (Silver Bow). Total 8.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 113 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Cerovski, Emmons, Goodwin, McElwain, Mahoney, Marsenich, Nybo, Omholt, Regan, Rieder, Rimel. Total 11.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 153 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Dempsey, Dwyer, Fulton, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Rimel, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: Cerovski, Clowes, Durkee, Gershmel, Goodgame. Total 5.

Absent and not voting: Crist, Emmons, Gebhardt, Goffena, McAndrews, Marsenich, Pierce, Regan, Rieder, Ringling, Schiltz, Steel, Tobin (Lewis & Clark), Walton. Total 14.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 159 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Gebhardt, Gershmel, Goodgame,

Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Rimel, Ringling, Sagunsky, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Emmons, Fulton, Goffena, Gunderson, Hansen, Loughran, Marsenich, Pierce, Regan, Rieder, Sales, Schiltz, Walton. Total 13.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

Senate Bill No. 172 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Cavanaugh, Dwyer, Emmons, Fulton, Gunderson, Hansen, Marsenich, Pierce, Regan, Rieder, Sagunsky, Schiltz, Walton. Total 13.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

House Bill No. 364 was passed by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Powell, Purdy, Reed, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: Barnard. Total 1.

Absent and not voting: Anderson, Cavanaugh, Dwyer, Haines (Flathead), Hansen, Johnson (Granite), Juedeman, Marsenich, Nixon, O'Connor, Phillips, Pierce, Regan, Rieder, Sagunsky, Schiltz, Tobin (Lewis & Clark), Walton. Total 18.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

House Bill No. 365 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame,

Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Nces: None.

Absent and not voting: Cavanaugh, Cerovski, Dwyer, Juedeman, McElwain, Marsenich, O'Connor, Reed, Regan, Rieder, Seifert, Tobin (Lewis & Clark), Walton. Total 13.

Excused: Fry, Gleed, Hughes, Taylor, Toole. Total 5.

The Speaker signed the following Senate Bills in open session: Senate Bills Nos. 163, 152, 64, 200, 174, 168, 22, and Senate Joint Memorial No. 4.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Smith of Lewis & Clark in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That Senate Amendments to House Bill No. 151 be concurred in.

That Senate Amendments to House Bill No. 234 be concurred in.

That Senate Amendments to House Bill No. 273 be concurred in.

That Senate Bill No. 2 be concurred in.

That Senate Bill No. 88 be amended in Section 4 by adding after the word "act" on line 12 of the printed bill, the following material set out as "Section 5. The commission shall report its findings, recommendations and such proposed legislative enactments as it deems necessary to carry out the purpose of this act to the Thirty-fourth Legislative Assembly of the State of Montana on or before the tenth legislative day of said Legislative Assembly."; and that Section "5" in the printed bill be numbered to read Section "6", and as amended, be concurred in.

That Senate Bill No. 108 be passed for the day.

That Senate Bill No. 109 be passed for the day.

That Senate Bill No. 150 be concurred in.

That Senate Bill No. 154 be amended in Section 2 by striking in its entirety House Agriculture Committee Amendment; and further amend said Section 2 by striking in line 17, page 2, of the printed bill the word "commissioner", and inserting in lieu thereof the following: "State sealer of weights and measures, or his deputies"; and as amended be concurred in.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 366, beg leave to report that the same has this day been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Friday, February 27, at 10:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-FOURTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 27, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Goffena and Toole, both excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-third legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

COMMITTEE APPOINTMENTS

The following committee was appointed by the Speaker to serve with a like committee from the Senate as a Joint Conference Committee to consider Senate amendments to House Bill No. 3: Sagunsky, Fry, Barrett.

REPORTS OF STANDING COMMITTEES

The President of the Senate:
The Speaker of the House:

We, your Joint Conference Committee, appointed to consider House amendments to Senate Bill No. 56, respectfully report and recommend as follows:

That the House recede from all House Amendments to said Senate Bill No. 56, but that said Senate Bill No. 56 be amended as follows:

In the printed bill on page one thereof, amend the title by striking all of the last line of said title, in lieu thereof, insert the following:

"To Provide for Exceptions; to Provide for Enforcement by the Montana State Board of Pharmacy; and to Provide Penalties for Violation of the Act."

And be further amended in the printed bill, on page two thereof, beginning with line 1, Section 6, strike out all of Section 6 and, in lieu thereof, insert the following:

"Section 6. A person, firm or corporation using the term or terms 'drug store' or 'drugs' at the time this act becomes effective, in connection with a business duly licensed to sell ordinary household or medicinal drugs prepared in sealed packages or bottles by a manufacturer qualified under the laws of the state in which the manufacturer resides, may continue the presently established use of said term or terms even though said person,

firm or corporation may not be a pharmacy within the meaning of Chapter 15, Title 66, Revised Codes of Montana, 1947; provided that it shall be unlawful for said person, firm or corporation to extend said use to other, additional or different uses. It shall also be unlawful for said person, firm or corporation to so use said term or terms unless such person, firm or corporation, by some reasonable means, clearly indicates in each case where it uses said term or terms, that said business is not a pharmacy as herein set forth. Any lapse or discontinuance of the use of such term or terms shall deprive such person, firm or corporation of the exception herein provided."

And be further amended, in the printed bill, on page two thereof, beginning with line 1, Section 7, strike out all of Section 7 and, in lieu thereof, insert the following:

"Section 7. Enforcement. This act shall be enforced by the Montana State Board of Pharmacy and in the enforcement of this act it shall have the same powers as are granted to it under Chapter 15, Title 66, Revised Codes of Montana, 1947."

And be further amended, in the printed bill, on page two thereof, beginning with line 1, Section 8, by striking out all of Section 8 and, in lieu thereof, insert the following:

"Section 8. Penalties for Violation. Any person, firm or corporation violating any of the provisions of this act shall be subject to the criminal and other penalties set forth in Section 66-1526, Revised Codes of Montana, 1947."

And be further amended, in the printed bill, on page two thereof, by adding a new section, Section 9, following the last line of Section 8, as follows:

"Section 9. Immediate Effect. This act shall be in full force and effect from and after its passage and approval."

And as so amended, do pass.

For the Senate
ANDERSON (Chouteau),
BOVEY,
PADBURY.

For the House
McELWAIN,
GEBHARDT,
DWYER.

It was moved by McElwain, duly seconded, that the Conference Committee report on House amendments to Senate Bill No. 56 be adopted, and said report failed to be adopted by the following vote:

Ayes: Armstrong, Babcock, Bricker, Broeder, Crist, Dempsey, Dwyer, Fulton, Gebhardt, Goodwin, Haines (Flathead), Hilger, Leuthold, Loughran, McElwain, Norby, O'Connor, Omholt, Pfohl, Phillips, Pierce, Purdy, Rimel, Sagunsky, Sales, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, Watkins, Mr. Speaker. Total 34.

Noes: Anderson, Atkinson, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Fry, Gershmel, Goodgame, Graybill, Gunderson, Haines (Prairie), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Nybo, Parker, Powell, Reed, Regan, Rieder, Ringling, Sax, Schiltz, Seifert, Sippel, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood. Total 50.

Absent and not voting: Arnold, Emmons, Gleed, Haines (Missoula), Juedeman, Marsenich, Peters, Tobin (Lewis & Clark). Total 8.

Excused: Goffena, Toole. Total 2.

A motion was made by McElwain, duly seconded and carried, that the House appoint a new committee to serve with a like committee from the Senate as a Joint Conference Committee to consider House amendments to Senate Bill No. 56.

Mr. Speaker: We, your Committee on Workmen's Compensation, having had under consideration Senate Bill No. 192, respectfully report as follows: That Senate Bill No. 192 be concurred in.

OMHOLT, Chairman.

A motion was made by Omholt, duly seconded, that the Committee report be adopted. A substitute motion was made by Mahoney, duly seconded, that further consideration of Senate Bill No. 192 be indefinitely postponed, which motion was lost. Whereupon the report of the Committee on Workmen's Compensation was adopted..

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 367, respectfully report as follows: That House Bill No. 367 be amended as follows: by striking out in Section 5 of page 23 of the original bill the words "After June 30, 1954, none of the appropriations herein shall be used to pay the salary of, or shall be administered by, more than one president or any person of similar or comparable title except that any such person having a contract of employment on the date of the enactment of this act extending beyond June 30, 1954, may serve out his contract as dean of the faculty of the institution concerned."; and as amended do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 218, respectfully report as follows: That Senate Bill No. 218 be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 15, respectfully report as follows: That Senate Bill No. 15 be amended as follows: amend Section 1, line 3, page 1, of the printed bill by striking the words "and addresses"; and as amended be concurred in.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 16, respectfully report as follows: That Senate Bill No. 16 be amended on line 6, page 1 of the title of the original bill after the word "Children" by adding the following words: "And General Relief";

and be amended on line 6, page 2 of the original bill after the word "children" by inserting the following clause: "and Chapter 3, title 71, Revised Codes of Montana, 1947, (general relief)";

and be amended on line 14, page 2 of the original bill by striking out the words "thereafter acquired" and substituting in lieu thereof the following words: "acquired while a recipient of such assistance.";

and be amended on line 8, page 5 of the original bill after the word "children" by inserting the following words: "or general relief,"; and be concurred in as amended.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Social Security, having had under consideration Senate Bill No. 17, respectfully report as follows: That Senate Bill No. 17 be amended as follows:

that Section 2, line 3, page 2, of the printed bill be amended by striking the word "make" and substituting in lieu thereof the following words: "cause to be made";

that Section 3, page 2, line 25, of the printed bill be amended by striking the words "taxable yearly income and the" and substituting in lieu thereof the following words: "net income for the taxable year as the term net income is defined in Section 84-4901, subsection ten (10) Revised Codes of Montana, 1947, and the state income";

that Section 2, page 2, line 10, of the printed bill be amended by inserting after the word "hereof" and before the word "and" the following words: "or any subsequent investigation by either the county or state departments,";

that Section 7, line 2, page 3, of the printed bill be amended by striking the word "that" and inserting in lieu thereof the word "this";

and be further amended by striking Section 10 in its entirety; and that it be concurred in as amended.

BRICKER, Chairman.

Report adopted.

Mr. Speaker: We, a majority of your Committee on Public Utilities & State Commissions, having had under consideration Senate Bill No. 104, respectfully report as follows: That Senate Bill No. 104 be concurred in.

HAWKS, Chairman,
PHILLIPS,
CRIST,
DEMPSEY,
BABCOCK,
FRY,
REGAN,
PURDY,
RIMEL,
PFOHL,
CAVANAUGH,
POWELL.

Mr. Speaker: We, the minority of your Committee on Public Utilities and State Commissions, having had under consideration Senate Bill No. 104, respectfully report as follows: That Senate Bill No. 104 be not concurred in.

DURKEE,
GERSHMEL.

A motion was made by Durkee, duly seconded, that the minority report be adopted. A substitute motion was made by Hawks, duly seconded, that the majority report be adopted, which substitute motion carried and the majority report was adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 10, respectfully report as follows: That Senate Bill No. 10 be amended as follows: amend the title in lines 12 and 13, page 1, of the printed bill following the word "Examiner" by deleting the words "Or a Qualified Certified Public Accountant";

amend the title in line 18, page 1, of the printed bill following the word "Audit" by inserting the words "And the Cost of Publication Shall";

MONTANA LEGISLATIVE COUNCIL
LIBRARY

further amend beginning in lines 9 through 13, Section 1, Sub-section 82-1008, page 1 of the printed bill following the word "officers." by deleting the words "Provided, however, that the trustees of any school district may, in their discretion, employ the services of a qualified certified public accountant of the state of Montana to so examine the books and accounts of the school district, provided that the qualified certified public accountant so employed shall follow the audit procedure and use the forms as prescribed by the state examiner.";

further amend in line 17, page 2 of the printed bill following the word "examiner" by deleting ", or qualified certified public accountant,";

further amend in line 22, page 2 of the printed bill following the word "county" by deleting the period and quotation mark and adding the words "and the cost of same publication shall be borne by the School District.";

further amend on page 2 of the printed bill by deleting all of Section 2.;

further amend on page 2 of the printed bill by changing Section 3 to Section 2.; and as amended be referred to Committee on Appropriations.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 11, respectfully report as follows: That Senate Bill No. 11 be amended as follows: amend the title in lines 10 and 11, page 1 of the printed bill following the word "Examiner" by deleting the words "Or a Qualified Certified Public Accountant";

amend the title in line 14, page 1 of the printed bill following the word "Audit" by inserting the words "And the Cost of Publication Shall";

further amend beginning in line 24 through line 28, page 2, Section 1, Sub-section 75-1831, of the printed bill following the word "officers" by deleting the semicolon and adding a period and deleting the words "provided, further, that the trustees of any school district may, in their discretion, employ the services of a qualified certified public accountant of the state of Montana to so examine the books and accounts of the school district, provided that the qualified certified public accountant so employed shall follow the audit procedure and use the forms as prescribed by the state examiner.";

further amend in lines 31 and 32, page 2 of the printed bill following the word "examiner" by deleting the words "or qualified certified public accountant";

further amend in line 38, page 2 of the printed bill following the word "county" by deleting the period and adding a comma and adding the words "and the cost of same publication shall be borne by the School District.";

further amend on page 2 of the printed bill by deleting all of Section 2;

further amend on page 2 of the printed bill by changing Section 3 to Section 2; and as amended be referred to Committee on Appropriations.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 86, respectfully report as follows: That Senate Bill No. 86 be amended by striking in line 6, page 1 of the title of the printed bill the words and figures: "Seven Percent (7%)" and inserting in lieu thereof the following: "Three and one-half Percent (3½%) Not to Exceed Sixty-five Thousand Dollars ($65,000.00) Per Year;";

be further amended by striking the period "." at the end of the title of the printed bill and inserting in lieu thereof a semi-colon ";" and the following words: "Providing for Date of Termination of Said Expenditures.";

be further amended by inserting in line 8, page 2 of the printed bill a comma "," after the word "information" and the following words: "hereby determined to be a proper administrative expense,";

be further amended by inserting in line 12, page 2 of the printed bill a comma "," after the word "information" and the following words: "hereby determined to be a proper administrative expense,";

be further amended by inserting in line 16, page 2 of the printed bill after the word "information" a comma "," and the following words: "hereby determined to be a proper administrative expense,";

be further amended by striking in line 22, page 2 of the printed bill the words and figures: "seven percent (7%)" and inserting in lieu thereof the words and figures: "three and one-half percent (3½%)";

and be further amended by striking the period "." in line 23, page 2 of the printed bill after the word "Fund" and inserting in lieu thereof a comma "," and the following: "not to exceed an annual expenditure of sixty-five thousand dollars ($65,000.00); provided, however, that said expenditures for dissemination of public information as provided herein shall terminate June 30, 1955.";

and as amended be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 87, respectfully report as follows: That Senate Bill No. 87 be amended by striking in line 6, page 1 of the title of the printed bill, the words and figures "Seven Percent (7%)" and inserting in lieu thereof, the words and figures: "Three and One-half Percent (3½%), Not to Exceed an Annual Expenditure of Sixty-five Thousand Dollars ($65,000.00).";

be amended by striking the period "." at the end of the title of the printed bill and inserting in lieu thereof, a semi-colon ";" and the following: "Providing for Date of Termination of Said Expenditures.";

be further amended by inserting after the word "information" on line 19, page 2 of the printed bill a comma "," and the following words: "hereby determined to be a proper administrative expense,";

be further amended by inserting in line 23, page 2 of the printed bill after the word "information" a comma "," and the following: "hereby determined to be a proper administrative expense,";

be further amended by inserting in line 26, page 2 of the printed bill after the word "information" a comma "," and the following: "hereby determined to be a proper administrative expense,";

be further amended by inserting in line 29, page 2 of the printed bill after the word "information" a comma "," and the following: "hereby determined to be a proper administrative expense,";

be further amended by striking in lines 33 and 34 of page 2 of the printed bill the words and figures: "seven percent (7%)" and inserting in lieu thereof the words and figures: "three and one-half percent (3½%) not to exceed an annual expenditure of sixty-five thousand dollars ($65,000.00)";

and be further amended by striking the period "." in line 34, page 2, of the printed bill and inserting in lieu thereof a semi-colon ";" and the following: "provided, however, that said expenditures for the dissemination of public information shall terminate June 30, 1955.";

and as amended be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 309, 67, 202.

REGAN, Acting Chairman.

Report adopted.

Mr. Speaker: I have examined House Bill No. 309 introduced by me and find the same to be correct.

GLEED.

Mr. Speaker: I have examined House Bill No. 67 introduced by me and find the same to be correct.

McELWAIN.

Mr. Speaker: I have examined House Bill No. 202 introduced by me and find the same to be correct.

BARNARD.

The Speaker signed the following bills in open session: House Bills Nos. 309, 67, and 202.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 1:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

MESSAGE FROM THE GOVERNOR

February 27, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measure:

Substitute House Bill No. 12.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

February 26, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 71 by Committee on Livestock and Public Ranges.

House Bill No. 140 by Higgins, Nixon.

House Bill No. 252 by Committee on Livestock and Public Ranges (by request).

Substitute House Bill No. 253 by Judiciary Committee.

Substitute House Bill No. 290 by Judiciary Committee.

House Bill No. 293 by Regan, et al.

House Bill No. 294 by Haines (Flathead) et al.

House Bill No. 302 by Committee on Education.

House Bill No. 320 by Committee on Ways and Means.

House Bill No. 327 by Schiltz.

House Joint Resolution No. 3 by Bricker.

House Joint Resolution No. 5 by Hess and Graybill.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 107.

Senate Bill No. 118.

Senate Bill No. 38.

Senate Bill No. 65.

Senate Bill No. 135.

Senate Bill No. 67.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended by the committee of the whole that the bill be not concurred in, report adopted, and the bill is herewith returned to the House:

House Bill No. 190 by Purdy.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 101 by Omholt, Juedeman.

House Bill No. 254 by Brownfield et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 345 was this day recommended for non-concurrence by the Committee on Highways and Transportation, report adopted, and the bill is herewith returned to the House.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 2 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McElwain, Mahoney, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Arnold, Atkinson, Fry, Hansen, Hughes, McAndrews, McDonnell, Marsenich, Michels, Peters, Ringling, Taylor. Total 12.

Excused: Gleed, Goffena, Toole. Total 3.

Senate Bill No. 88 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, Mahoney, Nixon, Norby, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Arnold. Total 1.

Absent and not voting: Fry, Hansen, Hughes, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nybo, Peters, Phillips, Ringling, Taylor. Total 13.

Excused: Gleed, Goffena, Toole. Total 3.

Senate Bill No. 150 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Granite),

Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, Mahoney, Nixon, Norby, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Bricker, Fry, Haines (Missoula), Hansen, Higgins, Hughes, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nybo, Peters, Ringling, Sagunsky, Taylor. Total 16.

Excused: Gleed, Goffena, Toole. Total 3.

Senate Bill No. 154 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Nixon, Norby, O'Connor, Omholt, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Beck, Bricker, Fry, Haines (Missoula), Hansen, Hanson, Hughes, McAndrews, Marsenich, Michels, Nybo, Parker, Peters, Pfohl, Taylor. Total 15.

Excused: Gleed, Goffena, Toole. Total 3.

Senate Amendments to House Bill No. 151 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Dempsey, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, O'Connor, Omholt, Parker, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Barrett, Beck, Bricker, Corcoran, Durkee, Fry, Haines (Missoula), Hansen, Hanson, Higgins, Hughes, McAndrews, Marsenich, Norby, Nybo, Peters, Pfohl, Sagunsky, Taylor. Total 19.

Excused: Gleed, Goffena, Toole. Total 3.

Senate Amendments to House Bill No. 234 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Good-

win, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Pierce, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Phillips, Powell, Sykes, Watkins. Total 4.

Absent and not voting: Barrett, Bricker, Durkee, Fry, Hansen, Hanson, Hawks, Higgins, Hughes, McAndrews, Marsenich, Nybo, Peters, Pfohl, Regan, Taylor. Total 16.

Excused: Gleed, Goffena, Toole. Total 3.

Senate Amendments to House Bill No. 273 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Brownfield, Fry, Hansen, Hanson, Hawks, Higgins, Hughes, Loughran, McAndrews, Marsenich, Nybo, Peters, Pfohl, Regan, Taylor. Total 15.

Excused: Gleed, Goffena, Toole. Total 3.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Omholt of Teton in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business under General Orders, recommend the following:

That House Bill No. 366 do pass.

That Senate Bill No. 54 be amended in Section 7 by striking out in line 11 of the printed bill after the word "Mileage" the following: "at seven cents (7 cents) a mile" and inserting in lieu thereof the words: "as provided by law", and that as so amended by concurred in.

That consideration of Senate Bill No. 108 be indefinitely postponed.

That consideration of Senate Bill No. 109 be indefinitely postponed.

That consideration of Senate Bill No. 157 be passed for the day.

That Senate Bill No. 196 be amended in Section 1 by striking out in line 1 of Section 1 after the word "before" the words: "the 10th day of June" and inserting in lieu thereof the words "the 15th day of October.";

and that it be further amended in Section 1 by striking out in line 6 of the printed bill the words and figures: "fifteen cents (15¢) for each acre" and inserting in lieu thereof the words: "the amount of taxes which would be payable on county assessment of said property were it owned by and taxable to a private citizen for the total acreage."; and as so amended, be concurred in.

That Senate Bill No. 207 be amended in Section 14 by striking out in line 5 of said Section of page 7 in the printed bill the words: "On the third Tuesday in May" and inserting in lieu thereof the words "not later than fifteen (15) days after said county convention, and on a date set by the Chairman of the State Central Committee.", and that it be further amended by striking out Section 17 on page 8 of the printed bill; and that further consideration be passed for the day.

That Substitute Senate Bill No. 85 be amended in Section 2, page 4, line 21 of the printed bill by deleting the word "and" after the word "inspectors" and inserting in lieu thereof the word "or", and that as so amended be concurred in.

That Senate Bill No. 9 be concurred in.

That Senate Bill No. 7 be concurred in.

That Substitute Senate Bill No. 12 be concurred in.

That Senate Bill No. 66 be concurred in.

That Senate Bill No. 84 be concurred in.

That Senate Bill No. 170 be concurred in.

That Senate Bill No. 192 be amended in Section 1 by striking out in line 11 of the printed bill the period after the word "board" and inserting in lieu thereof a semi-colon and the following words "provided, however, that the provisions of this act shall not be applicable to the chairman of the board until the expiration of term of the present chairman of said board.", and that as so amended, be concurred in.

That Senate Bill No. 104 be amended by striking out all of Section 2, and that as so amended be concurred in.

That consideration of Senate Bill No. 218 be passed for the day.

That consideration of Senate Bill No. 86 be passed for the day.

That consideration of Senate Bill No. 87 be passed for the day.

That Senate Joint Memorial No. 9 be concurred in.

That Senate Joint Memorial No. 12 be concurred in.

OMHOLT, Chairman.

A motion was made by Omholt, duly seconded, that the report of the Committee of the Whole be adopted. A substitute motion was made by Sykes, duly seconded, that Senate Bill No. 108 be segregated from the report. A call of the House was requested, whereupon the doors were closed and a call of the House was had. On motion of O'Connor the call of the House was dispensed with, whereupon the House proceeded to vote upon the substitute motion, which motion failed to pass. Whereupon the report of the Committee of the Whole was adopted.

The Speaker signed the following Senate Bills in open session: Senate Bills Nos. 6, 8, 110, 165, 23, 142, 191, 61, 107, 34, 171.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 309, 67, and 202, do hereby report that said bills,

together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:12 o'clock, p. m., delivered to the Governor for his approval.

REGAN, Acting Chairman.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 366.

HILGER, Vice-chairman.

Report adopted.

Mr. Speaker: We, your Committee on Banking and Insurance, having had under consideration Senate Bill No. 90, respectfully report as follows: That Senate Bill No. 90 be concurred in.

HAINES (Flathead), Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 18, respectfully report as follows: That Senate Bill No. 18 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 14, respectfully report as follows: That Senate Bill No. 14 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 134, respectfully report as follows: That Senate Bill No. 134 be amended in the printed bill: in line one (1) of the title by adding the letter "S" to the word "Section" thereby making it plural, and by inserting after the figures "38-809" the following word and figures: "And 38-812", and as amended be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 1, respectfully report as follows: That Senate Bill No. 1 be amended in Section 2, line 6 of the printed bill: insert after the word "compensation" and before the word "and" the following language: "be based on service rendered, or to be rendered";

to be further amended in Section 5, line 8 of the printed bill: strike the period after the word "parties", insert a comma in lieu thereof, and add the following language: "and at all times one member shall be a state employee in the classified service";

to be further amended in Section 5, line 13 of the printed bill: insert after the word "receive" the following words: "per diem of $10.00 and expenses as authorized and provided for by law";

to be further amended in Section 9, line 24 of the printed bill: strike the word "he" and insert in lieu thereof the following words: "the personnel commission";

to be further amended in Section 10, line 27 of the printed bill: strike the word "director" and insert in lieu thereof the following words: "personnel commission";

to be further amended in Section 17, line 10 of the printed bill: strike the comma after the word "commission" and insert in lieu thereof a period and strike out the rest of the sentence;

and as amended be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 40, respectfully report as follows: That Senate Bill No. 40 be concurred in.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, having had under consideration Senate Bill No. 95, respectfully report as follows: That Senate Bill No. 95 be indefinitely postponed.

ARNOLD, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration Senate Joint Memorial No. 15, respectfully report as follows: That Senate Joint Memorial No. 15 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration Senate Joint Resolution No. 5, respectfully report as follows: That Senate Joint Resolution No. 5 be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration Senate Joint Memorial No. 10, respectfully report as follows: That Senate Joint Memorial No. 10 be concurred in.

PHILLIPS, Chairman.

Report adopted.

MESSAGE FROM GOVERNOR

February 27, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
Honorable George M. Gosman
President of the Senate
The Capitol

Honorable Sirs:

An emergency appropriation of $220,000, coupled with an authorization for the State Board of Examiners to enter into a lease and/or leases with the option to purchase lands, machinery and equipment for the use of the State Penitentiary at Deer Lodge, the Montana State Hospital at Warm Springs and the Montana State Sanitarium at Galen, is respectfully requested.

This urgent request is made because of the serious situation confronting the Montana State Prison, the Montana State Hospital and the Montana State Sanitarium. Common sense and good business requires that a long-range solution to the prison's problem of housing, rehabilitation and farming be developed. For many, many years Montana has been operating the prison on an emergency basis, just doing something temporarily to alleviate the situation.

The root of the problem is to provide productive work opportunities for the inmates. The prisoners themselves want to do something and that is the simple way of helping to rehabilitate them and to make them useful members of their communities when they are paroled and released.

The members of The Senate and The House are to be commended for their intense interest in the prison problem. Your "Little Hoover" Reorganization Commission gave the matter intense consideration. Then, a special committee of Senate and House members made an intensive analysis and more recently another special committee appointed by me again tackled the problem. It was our hope that a solution could be worked out which would be satisfactory by the end of the present session and before adjournment of your honorable bodies.

However, that seems improbable. Haste might lead to extravagance and waste. The State Board of Examiners have been active participants in the discussions, but the wisest policy seems to be a cautious approach.

The foundation-stone of the problem would be the permanent acquisition of a farm rather than to depend on leases hither-and-yon all over the Deer Lodge Valley. In the event of a purchase, provision should be made for payment in lieu of taxes for any property taken from the tax rolls.

The availability of the appropriation requested would provide a firm, bargaining basis. It would permit time to investigate all available possibilities. The Board of Examiners would be happy to work with your proposed Interim Legislative council of a committee which you might designate. The funds would not be expended unless absolutely necessary for the best interests of the State.

However, Montana has about 650 Hereford cattle, 300 Holsteins and other livestock. This investment must be protected to the best advantage. Meat, dairy products, potatoes, vegetables and other commodities must and should be produced on a prison farm to minimize expenditure for the prison, as well as the other custodial institutions.

Terms and conditions of such a lease or option to purchase would be commensurate with the benefits to be derived over a long term. In the best interest of Montana, your favorable consideration is respectfully requested.

Respectfully,
J. HUGO ARONSON,
Governor.

A motion was made by Armstrong, duly seconded and carried, that the Governor's request be conveyed to the Committee on Appropriations.

MESSAGE FROM SENATE

February 27, 1953.

Mr. Speaker:
I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Judiciary Committee, report adopted, and the bills are herewith returned to the House.

House Bill No. 278 by Walton and Bricker.

House Bill No. 355 by McElwain (by request).

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:
I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by

the Committee on Insurance, report adopted, and the bill is herewith returned to the House.

House Bill No. 353 by Tobin (Lewis & Clark) et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by McElwain, duly seconded and carried, that further consideration of Senate Bill No. 56 be indefinitely postponed.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until 10:30 a. m. Saturday, February 28, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-FIFTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
February 28, 1953.

House convened at 10:30 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Anderson, Pfohl, Tange, Toole, Totten, excused; McAndrews, Marsenich, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-fourth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 80, respectfully report as follows: That Senate Bill No. 80 be not concurred in.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Ways and Means, having had under consideration Senate Bill No. 126, respectfully report as follows: That Senate Bill No. 126 be concurred in.

O'CONNOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 11, respectfully report as follows: That Senate Bill No. 11 be concurred in.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration Senate Bill No. 10, respectfully report as follows: That Senate Bill No. 10 be concurred in.

TAYLOR, Chairman.

Report adopted.

MESSAGES FROM GOVERNOR

February 27, 1953.

Honorable George M. Gosman,
President of the Senate
Honorable Dean Chaffin,
Speaker of the House of Representatives

Honorable Sirs:

The provisions of Senate Joint Memorial No. 8 are not entirely concurred in for the reasons as outlined below.

While it is definitely desirable that the Federal government retire from the field of motor fuel taxation, leaving this field of taxation entirely to the forty-eight states, and while it is further desirable that the balance of the Federal automotive excise tax rates be reduced to provide sufficient revenue only for the continuance of a sound Federal Aid Highway program, it is my belief that the entire withdrawal of the Federal government from this source of revenue, properly applicable to the construction of highways, would result in the discontinuance of the Federal Aid Highway program as it now exists.

The Federal Aid Highway program as it now exists is a distinct benefit to Montana in that the yearly apportionments of Federal money to this state for highway construction purposes, including the funds for Forest Highway construction, totals approximately $10,900,000 or, roughly, $1,900,000 in excess of the $9,000,000 taken from the state annually by the Federal automotive excise taxes as a whole.

The provisions of House Joint Memorial No. 7 call for an increase in the percentage of Federal participation in the construction costs of Primary and secondary highways in Montana. This, in all logic, calls for an increase in the amount of Federal Aid Highway money to be apportioned to this state. It is believed to be inconsistent for Montana, on the one hand to memorialize the Congress, in effect, to discontinue the Federal Aid Highway program, and on the other hand to memorialize the Congress to liberalize and increase its Federal Aid Highway allocations to the state.

Summing up the situation, while I believe, as stated above, that the Federal government should withdraw entirely from the field of motor fuel taxes and that the Federal excise tax rates upon other automotive items should be lowered, I do not feel that the entire withdrawal of the Federal government from the field of the automotive excise tax, at the cost of a discontinued Federal Aid Highway program, would be of advantage to the economy of Montana or to the economy of the nation as a whole.

I am therefore returning Senate Joint Memorial No. 8 without my approval.

Sincerely,
J. HUGO ARONSON,
Governor.

Honorable George M. Gosman
President of the Senate
Honorable Dean Chaffin
Speaker of the House of Representatives

Honorable Sirs:

Senate Joint Memorial No. 13 requests laws, rules and regulations to lower standards on Secondary roads. The need for such action is not

believed to exist. Low standard Secondary roads may be built under existing rules and regulations where such action is justified.

The Federal Aid Secondary System in Montana is in the initial stage of construction, and the vast majority of projects which have been constructed or on which construction is contemplated are potential heavy traffic highways. It would be a mistake, I believe, to build them to low standards, not comparable with the expected volume or type of traffic which they will be called upon to carry.

In practically all instances where sub-standard roads were built on the Federal Aid Secondary System in the past, the local people were dissatisfied and, in many instances, the State was forced to go in and reconstruct the project to more modern standards.

As an example, a section of the Forsyth-Colstrip road in Rosebud County was built with a shoulder width of 20 feet as a matter of presumed economy. Many accidents resulted. The people served by this highway rose up in arms and demanded that the road be rebuilt to greater width. This was done. It would have been far cheaper if the road had been built to proper standards in the first instance.

In Glacier County, at the present time, the county officials are complaining because the Kevin-West secondary road includes a short section of 10% grade, a situation which those to be served feel should be corrected at an estimated cost of $25,000.

To serve the greatest number of people and produce the most benefit, Federal Aid Secondary Projects should be programmed for the most part on principal county roads where the traffic justifies modern standards of construction. Most counties in Montana have plenty of such roads yet unbuilt.

The design and standards governing highway construction are problems which should be considered for each individual road to be constructed. Proper drainage, elimination of snow traps, adequate foundations for bituminous surfaces, proper width, suitable grades and alignment required for public safety are matters on which the solution should be left to competent engineers.

The lowering of the standards for secondary road construction, which roads are being called upon to carry increasingly heavy traffic, will inevitably raise the cost of maintenance for these same roads, and will add to the burden, in this connection, which the counties of Montana now are called upon to bear.

For the above reasons I am herewith returning Senate Joint Memorial No. 13 without my approval.

Sincerely,

J. HUGO ARONSON,
Governor.

Honorable George M. Gosman
President of the Senate
Honorable Dean Chaffin
Speaker of the House of Representatives

Honorable Sirs:

I am returning herewith House Joint Memorial No. 7 for correction of an apparent error. The Federal Government now contributes to the cost of construction and reconstruction of both Primary and Secondary Highway Systems a sum equivalent to 56.97 percent, whereas House Joint Memorial No. 7 lists the Federal contribution for Secondary Highways as thirty-nine percent.

Upon receipt of the corrected Memorial, further consideration will be given its approval.

Sincerely,
J. HUGO ARONSON,
Governor.

A motion was made by Bricker, duly seconded and carried, that the correction of House Joint Memorial No. 7 be referred to the Committee on Enrolling.

MESSAGES FROM SENATE

February 27, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 38 by MacDonald et al.

House Bill No. 134 by Pfohl, Armstrong.

House Bill No. 166 by MacDonald, McElwain.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 59.

Senate Bill No. 159.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Conference Committee from the Senate to act with a like committee from the House for the consideration of Senate Amendments to House Bill No. 3:

Robinson, Chairman,
Manning,
Moritz.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 117 by Smith and Wiedman.

House Bill No. 187 by Pierce, Anderson.

House Bill No. 259 by Haines (Missoula).

House Bill No. 317 by Committee on State Lands, Forests and Parks.

House Bill No. 318 by Committee on State Lands, Forests and Parks.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and not concurred in, and the bill is herewith returned to the House:

House Bill No. 188 by Schiltz and Crist.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by McElwain, duly seconded and carried, that the House reconsider its action in adopting the report of the Committee of the Whole on the fifty-fourth legislative day.

A motion was made by O'Connor, duly seconded and carried, that the House reconsider its action taken on Senate Bill No. 108.

A motion was made by McElwain, duly seconded and carried, that the House reconsider its action in indefinitely postponing Senate Bill No. 109.

A motion was made by McElwain, duly seconded and carried, that the report of the Committee of the Whole for the fifty-fourth legislative day be adopted as amended.

A motion was made by Sykes, duly seconded and carried, that Senate Bills Nos. 108 and 109 be taken from General Orders and referred to the Committee on Highways. A substitute motion was made by Phillips, duly seconded and carried, that Senate Bill No. 108 be referred to the Committee on Ways and Means, which motion was lost. Whereupon the original motion carried.

THIRD READING

The following, having been read three several times, history and title agreed to, all appropriation measures having been read at length, were disposed of as follows:

Senate Bill No. 192 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fry, Fulton, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Leuthold, Loughran, MacDonald, McElwain, Mahoney, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 70.

Noes: Barrett, Emmons, Gershmel, Goodgame, Iten, Johnson (Silver Bow), McDonnell, Wood. Total 8.

Absent and not voting: Gebhardt, Hansen, Hawks, McAndrews, Marsenich, Michels, Nixon, Norby, Seifert, Taylor. Total 10.

Excused: Anderson, Gleed, Juedeman, Tange, Toole, Totten. Total 6.

Senate Bill No. 170 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie) Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Cavanaugh, Gebhardt, Hansen, Hawks, Higgins, Iten, McAndrews, Marsenich, Nixon, Peters, Pierce, Rieder, Seifert, Steel, Taylor. Total 15.

Excused: Anderson, Gleed, Juedeman, Tange, Toole, Totten. Total 6.

Senate Bill No. 84 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Cerovski, Hansen, Hawks, Higgins, McAndrews, Marsenich, Nixon, Phillips, Taylor, Wiedman. Total 10.

Excused: Anderson, Gleed, Juedeman, Tange, Toole, Totten. Total 6.

Senate Bill No. 104 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Cavanaugh, Corcoran, Crist, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Leuthold, Loughran, McDonnell, McElwain, Norby, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Sagunsky, Sales, Seifert, Sippel, Smith, Steel, Sykes, Taylor. Tobin (Silver Bow), Tobin (Lewis & Clark), Toole, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 60.

Noes: Barnard, Barrett, Beck, Clowes, Durkee, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Hancock, Hanson, Hess, Johnson (Silver Bow), MacDonald, Mahoney, Michels, Nixon, Parker, Rieder, Ringling, Sax, Schiltz, Tange, VanDyke, Wood. Total 26.

Absent and not voting: Brownfield, Cerovski, McAndrews, Marsenich. Total 4.

Excused: Anderson, Gleed, Juedeman, Totten. Total 4.

The following were paired: Hansen, aye, Ringling, no; Toole, aye, Rieder, no; Rimel, aye, Tange, no.

Senate Bill No. 66 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McDonnell, Mahoney, Michels, Norby, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Bricker, Cerovski, Dempsey, Fry, Gebhardt, Gunderson, Hansen, Hawks, MacDonald, McAndrews, McElwain, Marsenich, Nixon, Nybo, Parker, Rieder. Total 16.

Excused: Anderson, Arnold, Gleed, Juedeman, Tange, Toole, Totten. Total 7.

Substitute Senate Bill No. 12 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Barnard, Beck, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Emmons, Fry, Fulton, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 65.

Noes: Haines (Flathead). Total 1.

Absent and not voting: Babcock, Barrett, Bricker, Cerovski, Dempsey, Durkee, Dwyer, Gebhardt, Gershmel, Haines (Prairie), Hansen, Hawks, MacDonald, McAndrews, Marsenich, Nixon, Peters, Rieder, Sax, Taylor, Tobin (Silver Bow). Total 21.

Excused: Anderson, Arnold, Gleed, Juedeman, Tange, Toole, Totten. Total 7.

Senate Bill No. 7 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Parker, Pfohl, Pierce, Powell, Purdy, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 64.

Noes: None.

Absent and not voting: Barrett, Dempsey, Emmons, Fry, Fulton, Gebhardt, Gershmel, Haines (Missoula), Hansen, Hawks, Higgins, McAndrews, McDonnell, Marsenich, Nixon, Omholt, Peters, Phillips, Reed, Sippel, Taylor, Tobin (Silver Bow), Wiedman. Total 23.

Excused: Anderson, Arnold, Gleed, Juedeman, Tange, Toole, Totten. Total 7.

Substitute Senate Bill No. 85 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McDonnell, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Broeder, Dempsey, Gebhardt, Gunderson, Hansen, Hawks, Higgins, McAndrews, McElwain, Marsenich, Nixon, Purdy, Reed, Rieder, Taylor, Watkins. Total 16.

Excused: Anderson, Arnold, Juedeman, Tange, Toole, Totten. Total 6.

Senate Bill No. 9 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Dwyer, Emmons, Fry, Fulton, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Corcoran, Dempsey, Durkee, Gebhardt, Gunderson, Hansen, Hawks, Higgins, McAndrews, Marsenich, Nixon, Rieder, Sagunsky, Taylor. Total 14.

Excused: Anderson, Arnold, Juedeman, Tange, Toole, Totten. Total 6.

Senate Bill No. 196 was concurred in by the following vote:

Ayes: Armstrong, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: MacDonald. Total 1.

Absent and not voting: Atkinson, Corcoran, Dempsey, Gebhardt, Gunderson, Hansen, Hawks, Higgins, McAndrews, Marsenich, Nixon, Sagunsky, Taylor. Total 13.

Excused: Anderson, Arnold, Juedeman, Tange, Toole, Totten. Total 6.

Senate Bill No. 54 was concurred in by the following vote:

Ayes: Armstrong, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Dempsey, Durkee, Dwyer, Fry, Fulton, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Atkinson, Corcoran, Emmons, Gebhardt, Goffena, Hansen, Hawks, Higgins, McAndrews, Marsenich, Nixon, Pfohl, Tobin (Lewis & Clark). Total 13.

Excused: Anderson, Arnold, Tange, Toole, Totten. Total 5.

Senate Joint Memorial No. 12 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gershmel, Gleed, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Barnard, Cerovski, Dempsey, Gebhardt, Goffena, Hansen, Hawks, McAndrews, Marsenich, Nixon, Pierce, Purdy, Sagunsky. Total 13.

Excused: Anderson, Arnold, Tange, Toole, Totten. Total 5.

Senate Joint Memorial No. 9 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Barnard, Bricker, Dempsey, Fry, Hansen, Hawks, McAndrews, Marsenich, Nixon, Purdy, Regan, Sagunsky, Schiltz, Wetzsteon. Total 14.

Excused: Anderson, Arnold, Tange, Toole, Totten. Total 5.

House Bill No. 366 was passed by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Powell. Total 1.

Absent and not voting: Bricker, Cavanaugh, Crist, Dempsey, Hansen, Hawks, McAndrews, McDonnell, Marsenich, Nixon, Peters, Sagunsky, Schiltz, Tobin (Silver Bow). Total 14.

Excused: Anderson, Arnold, Tange, Toole, Totten. Total 5.

REPORTS OF STANDING COMMITTEES

Mr. President and Mr. Speaker: We, your Conference Committee on House Bill No. 3 recommend as follows: That the Senate recede from all amendments inserted in House Bill No. 3 and that the following amendments be inserted in lieu thereof:

Amend line 31, page 2 of the printed bill by adding after "Schedule II" the following: "Trailers Other Than House Trailers."

Amend by striking out in its entirety line 32, page 2 of the printed bill, and inserting in lieu thereof the following: "Up to 2500 lbs. for personal use — Exempt."

And insert after line 22, page 2 of the printed bill the following: "Up to 2500 lbs. for commercial use — $3.50."

Amend by striking out in its entirety line 33, page 2 of the printed bill and inserting in lieu thereof the following: "2501 lbs. or more, and less than 6000 lbs. — $4.50."

Amend by inserting on page 2 following line 51 of the printed bill the following paragraphs:

"Provided further that on motor trucks, trailers, and semi-trailers which shall travel more than 24,000 miles on the highways of the State of Montana within the calendar year, there shall be paid and collected annually a total fee equal to one hundred twenty-five percent (125%) of the fees provided for in this act, which shall be called the Class A fee. Each vehicle upon which the Class A fee has been paid shall have the letter "A" at least two (2) inches in height marked permanently upon it, immediately preceding the maximum gross weight markings provided for in section 14 of Chapter 219 of the Session Laws of the Thirty-second Legislative Assembly of the State of Montana."

"All applicants for registration of motor trucks, trailers, and semitrailers under this act who do not pay the Class A fee shall furnish an affidavit reciting that the motor truck, trailer, or semitrailer for which registration is desired will not travel more than 24,000 miles on the highways of the State of Montana within the calendar year and that if such vehicle does travel more than 24,000 miles within such calendar year, the applicant will, as soon as the mileage for such vehicle on the highways of the State of Montana exceeds 24,000 miles, promptly pay the difference between the Class A fee and the fee paid on registration."

"In addition to other fees for the licensing of vehicles, there shall be paid and collected annually for each house trailer, based upon over-all length of body as set by the licensee in his application, except as otherwise provided in this act, a fee equal to fifty cents (50¢) for each foot of over-all trailer body length, exclusive of bumpers and hitch."

Amend line 65, page 3 of the printed bill by striking the period "." following the word "above" and insert in lieu thereof a semicolon ";" and add thereafter the words and figures: "provided, however, the minimum fee under Schedule I shall be four dollars ($4.00)."

Amend by striking on line 68, page 3, of the printed bill, following the words and comma "pole trailers," the word "and", and inserting in lieu thereof the following: "and ready-mix concrete there shall be paid and collected annually a fee equal to seventy-five percent (75%) of the fees provided in Schedule I and Schedule II above; provided further, that".

Amend the title of said bill by inserting in line 4, page 1 of the title of the printed bill preceding the words "And Busses" a comma "," and the words "House Trailers".

For the Senate,

ROBINSON,
MORITZ,
MANNING.

For the House,

SAGUNSKY,
FRY,
BARRETT.

It was moved by Sagunsky, duly seconded, that the Conference Committee report on Senate amendments to House Bill No. 3 be adopted and said report was adopted by the following vote:

Ayes: Armstrong, Atkinson, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hanson, Hess, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McElwain, Mahoney, Michels, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Van Dyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 66.

Noes: Babcock, Broeder, Cerovski, Fulton, Haines (Prairie), Hilger, O'Connor, Steel, Sykes, Wood. Total 10.

Absent and not voting: Dempsey, Gebhardt, Hansen, Hawks, Higgins, McAndrews, McDonnell, Marsenich, Nixon, Reed, Rieder. Total 11.

Excused: Anderson, Arnold, Gleed, Juedeman, Tange, Toole, Totten. Total 7.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: House Bills Nos. 71, 140, 151, 320, and House Joint Resolution No. 3.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 71 introduced by me and find the same to be correct.

BROWNFIELD.

I have examined House Bill No. 140 introduced by me and find the same to be correct.

HIGGINS,

I have examined House Bill No. 151 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Bill No. 320 introduced by me and find the same to be correct.

O'CONNOR.

I have examined House Joint Resolution No. 3 introduced by me and find the same to be correct.

BRICKER.

The Speaker signed the following bills in open session: House Bills Nos. 71, 140, 151, 320, and House Joint Resolution No. 3.

MESSAGE FROM SENATE

February 28, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration:

House Bill No. 188 by Schiltz and Crist.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

A motion was made by Wiedman, duly seconded and carried, that the request of the Senate be complied with and that House Bill No. 188 be returned to the Senate.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 183, respectfully report as follows: That Senate Bill No. 183 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on State Boards and Institutions, having had under consideration Senate Bill No. 94, respectfully report as follows: That Senate Bill No. 94 be concurred in.

WILSON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration Senate Bill No. 55, respectfully report as follows: That Senate Bill No. 55 be amended as follows: That Section 2, page 1, line 8 of the printed bill be amended after the word "men" by striking the word

"unless", striking all of line 9, striking line 10 down to and including the word "but".

That Section 4-C of the printed bill be amended at page 4, line 19, by inserting after the word "produces" a comma and the words "transports or stores"; and in line 23, by inserting after the word "quantities" a comma and the words "transportations, and storages."

By adding in Section 4 of the printed bill, after sub-section D on page 5, a new sub-section as follows: "E. With respect to any pool or pools from which gas was being produced by a gas well or gas wells on or prior to the date on which this Act takes effect, this Act shall never be so construed as to authorize the Commission at any time to limit or restrain the rate (daily or otherwise) of production of gas from such pool or pools by any well then or hereafter drilled and producing from such pool or pools to less than the rate at which such well can be produced without adversely affecting the quantity of gas ultimately recoverable by such well."

That Section 19 be amended at page 13, in line 12, by inserting a period after the word "imprisonment", and by striking all of lines 12, 13 and 14 after the word "imprisonment" in line 12.

That Section 22-A be amended at page 13, by striking all of lines 6 and 7, and inserting in lieu thereof the words and figures, "leases on which wells are producing an average of twenty-five (25) barrels per day or less, one-fourth of one cent (¼¢); on leases on which wells are producing an average of more than twenty-five (25) barrels per day, one-half of one cent (½¢)."

That Section 22-A be further amended by striking out the last paragraph thereof commencing in line 17, page 13, and ending in line 25, page 14, and inserting in lieu thereof the following:

"In addition to the above mentioned privilege and license tax, any person, before commencing the drilling of any oil or gas well, shall secure from the commission a drilling permit and shall pay to the commission therefor the following amounts: for each well whose estimated depth is thirty-five hundred (3500) feet or less, twenty-five dollars ($25.00); from thirty-five hundred and one (3501) feet to seven thousand (7,000) feet, seventy-five dollars ($75.00); seven thousand (7,000) feet and deeper, one hundred fifty dollars ($150.00).

That Section 22-B be amended at page 14, line 26, by striking the words "and/or natural gas"; and in line 31, by striking the words "and/or natural gas"; and further amend by inserting after the word "statement" in line 35, the following sentence: "Each producer of natural gas in the State of Montana shall render like statements to the State Treasurer of all natural gas produced by him in this state, and shall make payment of the assessment provided for in Section 22-A, at such times and for such periods as may be prescribed by regulation of the commission."

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Joint Resolution No. 1, respectfully report as follows: That Senate Joint Resolution No. 1 be not concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 27, respectfully report as follows: That Senate Bill No. 27 be concurred in.

McELWAIN, Chairman.

Report adopted.

MOTIONS AND RESOLUTIONS

A motion was made by Taylor, duly seconded and carried, that Senate Bills 10 and 11 be taken from General Orders and re-referred to the Committee on Appropriations.

A motion was made by Wiedman, duly seconded and carried, that the House sustain the failure of the Governor to approve Senate Joint Memorial No. 13, which motion carried by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 82.

Noes: None.

Absent and not voting: Gunderson, Hancock, Hawks, Hughes, McAndrews, Marsenich, Nixon, Pfohl. Total 8.

Excused: Anderson, Tange, Toole, Totten. Total 4.

A motion was made by Wiedman, duly seconded and carried, that the House sustain the failure of the Governor to approve Senate Joint Memorial No. 8, which motion carried by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Cavanaugh, Gunderson, Haines (Flathead), Hancock, Hawks, Hughes, McAndrews, Marsenich, Nixon, Pfohl. Total 10.

Excused: Anderson, Tange, Toole, Totten. Total 4.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 302, 252, 294.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 302 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 252 introduced by me and find the same to be correct.

BROWNFIELD.

I have examined House Bill No. 294 introduced by me and find the same to be correct.

HAINES, Flathead.

The Speaker signed the following bills in open session: House Bills Nos. 294, 252, and 302.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 368, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for State Department of Public Welfare of the State of Montana for Public Assistance, for Administrative Costs in the State Department and in the County Departments of Public Welfare and for All Other Expenditures Coming Under the State Department of Public Welfare Which They May Lawfully Incur, for the Period Beginning July 1, 1953 and Terminating With June 30, 1955." Referred to Committee on Appropriations.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous session.

Wood of Chouteau in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Amendments to House Bill No. 166 be concurred in.

That Senate Amendments to House Bill No. 38 be concurred in.

That Senate Amendments to House Bill No. 134 be concurred in.

That Senate Amendments to House Bill No. 254 be concurred in.

That Senate Amendments to House Bill No. 101 be not concurred in, but that a committee be appointed from the House to serve with a like committee from the Senate to confer jointly on Senate Amendments to House Bill 101.

That Senate Bill No. 134 be concurred in.

That consideration of Senate Bill No. 1 be passed for the day.

That Senate Bill No. 207 be amended by striking the amendment striking Section 17; and that as so amended be concurred in.

That Senate Bill No. 157 be concurred in.

That consideration of Senate Bill No. 17 be indefinitely postponed.

That the House reconsider its action in indefinitely postponing consideration of Senate Bill No. 17.

That Senate Bill No. 17 be concurred in.

That Senate Bill No. 16 be amended in Section 8 by striking out in line 1 of Section 8 of the printed bill the word: "effect" and inserting in lieu thereof the word: "affect"; and that as so amended be concurred in.

That Senate Bill No. 15 be amended in Section 1 by striking out in lines 5 and 6 of Section 1 of the printed bill the words: "Said report shall

also show the names and salaries paid to all employees of the county welfare board."; and that as so amended be concurred in.

That Senate Bill No. 86 be concurred in.

That Senate Bill No. 87 be concurred in.

That consideration of Senate Bill No. 218 be passed for the day.

That Senate Bill No. 40 be concurred in.

That Senate Bill No. 14 be concurred in.

That Senate Bill No. 18 be concurred in.

That Senate Bill No. 90 be concurred in.

That Senate Joint Memorial No. 10 be concurred in.

That Senate Joint Memorial No. 15 be concurred in.

That Senate Joint Resolution No. 5 be concurred in.

That Senate Bill No. 126 be concurred in.

WOOD, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 320, 71, 140, 151, and House Joint Resolution No. 3, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:08 o'clock, p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

Mr. Speaker: We, your Committee on Enrolling beg leave to report the following bills correctly enrolled: Substitute House Bill No. 290, House Bills Nos. 327, 117, 234, 273, 293, 317, and House Joint Resolution No. 5.

HUGHES, Vice-chairman.

Report adopted.

I have examined Substitute House Bill No. 290 introduced by me and find the same to be correct.

McELWAIN.

I have examined House Bill No. 327 introduced by me and find the same to be correct.

SCHILTZ.

I have examined House Bill No. 117 introduced by me and find the same to be correct.

SMITH.

I have examined House Bill No. 234 introduced by me and find the same to be correct.

HAINES, Prairie.

I have examined House Bill No. 273 introduced by me and find the same to be correct.

SCHILTZ.

I have examined House Bill No. 293 introduced by me and find the same to be correct.

REGAN.

I have examined House Bill No. 317 introduced by me and find the same to be correct.

PHILLIPS.

I have examined House Joint Resolution No. 5 introduced by me and find the same to be correct.

HESS.

The Speaker signed the following bills in open session: House Bills Nos. 327, 117, 234, 273, 293, 317, Substitute House Bill No. 290, House Joint Resolution No. 5, Senate Substitute No. 113, and Senate Bills Nos. 98, 119, 159, 153, 74, 112, 118, 65, 184, 67, 211.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on State Lands, Forests and Parks, having had under consideration Substitute Senate Bill No. 82, respectfully report as follows: That Substitute Senate Bill No. 82 be amended as follows: in line 24 on page 2 of the printed bill after the figures "1947" by striking out all of the rest of the words and figures therein contained and inserting in lieu thereof the words: "Provided, however, that every deed or other transfer to the United States under this Act shall contain a provision that the United States agrees to make annual payments to the county or counties wherein the land is situated, in lieu of taxes, in an amount equal to the levy or levies currently made on lands of equal value in the surrounding area."; and as so amended be concurred in.

PHILLIPS, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Judiciary, having had under consideration Senate Bill No. 160, respectfully report as follows: That Senate Bill No. 160, be amended as follows: by striking out the word "and" in line 6, of the printed bill and inserting in lieu thereof the words "in any one accident, and"; and by striking out the word "any" in line 7, of the printed bill; and by inserting after the word "person" in line 7 of the printed bill the following words:

"in any one accident, and, subject to said limit for one person, Thirty Thousand Dollars ($30,000) because of bodily injury to, or death of, two or more persons in any one accident."

by inserting in line 3, Section 3 of the printed bill after the word "act," the following:

"the state of Montana and"; by inserting after the word "suit" in line 5, page 2 of the printed bill, the following:

"to the extent of the limits of said policy."; by striking all of the remainder of said Section 3, beginning in line 5, page 2 of the printed bill with the words "and such insurer"; and as amended, be concurred in.

McELWAIN, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Oil and Gas, having had under consideration Senate Bill No. 20, respectfully report as follows: That Senate Bill No. 20 be amended by striking out all of Section 5, page 2, of the original bill and adding the following: "Section 5. This act shall take effect on April 1, 1953." and as so amended be concurred in.

SALES, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 368, respectfully report as follows: That House Bill No. 368 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 44, respectfully report as follows: That Senate Bill No. 44 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 143, respectfully report as follows: That Senate Bill No. 143 be amended as follows: amend the title of printed bill in line 6 by striking the word "Auditing" and inserting in lieu thereof the word "Audit";

amend the title of printed bill in line 9 by deleting the period and quotation mark after the word "Audit" and inserting the following words and punctuation marks "And Payment for Publication From Such Funds.";

further amend Section 1, page 3, sub-section 24, line 91, by inserting after the word "and" and before the word "auditing" the word "annual";

further amend Section 1, page 3, sub-section 24, line 92, by striking the word "auditing" and inserting in lieu thereof the word "audit";

further amend Section 1, page 3, sub-section 24, line 93, by inserting after the period and before the word "a" the following: "If the audit is made by the state bank examiner, then, there shall upon completion of the audit, be paid from the extra curricular funds a fee of thirty dollars ($30.00) per day per man, together with actual transportation expenses, into the state treasury, and the state treasurer shall accredit such payment to the special examiner's fund.";

further amend Section 1, page 4, sub-section 24, line 98, by striking the period after the word "county" and inserting the words "and payment of such publication shall be made from the extra curricular funds."; and as so amended, recommend that same be concurred in.

REED, Chairman.

Report adopted.

COMMITTEE APPOINTMENTS

The following House committee was appointed by the Speaker to confer with a like committee from the Senate on Senate Amendments to House Bill No. 101: Phillips, Brownfield, Ringling.

MOTIONS AND RESOLUTIONS

A motion was made by Pfohl, duly seconded and carried, that House Joint Memorial No. 7 be taken from the Committee on Enrolling and be re-referred to the Committee on Highways and Highway Transportation.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 166 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Beck, Bricker, Brownfield, Corcoran, Dempsey, Durkee, Fulton, Gebhardt, Goodgame, Graybill,

Haines (Prairie), Hanson, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 58.

Noes: None.

Absent and not voting: Barnard, Barrett, Broeder, Cavanaugh, Cerovski, Clowes, Emmons, Fry, Gershmel, Gleed, Goffena, Goodwin, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hawks, Hess, Hughes, Johnson (Silver Bow), McAndrews, Marsenich, Nixon, Norby, Purdy, Reed, Rieder, Sippel, Taylor. Total 29.

Excused: Anderson, Crist, Dwyer, Hansen, Tange, Toole, Totten. Total 7.

Senate Amendments to House Bill No. 38 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Beck, Bricker, Brownfield, Corcoran, Dempsey, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Haines (Prairie), Hanson, Higgins, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Pfohl, Pierce, Powell, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 54.

Noes: Durkee, Sykes. Total 2.

Absent and not voting: Barnard, Barrett, Broeder, Cavanaugh, Cerovski, Clowes, Emmons, Fry, Gershmel, Gleed, Goffena, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hawks, Hess, Hughes, Johnson (Silver Bow), Loughran, McAndrews, Marsenich, Nixon, Norby, Peters, Phillips, Purdy, Reed, Rieder, Sippel, Taylor. Total 31.

Excused: Anderson, Crist, Dwyer, Hansen, Tange, Toole, Totten. Total 7.

Senate Amendments to House Bill No. 254 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Corcoran, Dempsey, Durkee, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Haines (Prairie), Hanson, Higgins, Hilger, Iten, Johnson (Granite), Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 58.

Noes: None.

Absent and not voting: Barrett, Broeder, Cavanaugh, Cerovski, Clowes, Emmons, Fry, Gershmel, Gleed, Goffena, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hawks, Hess, Hughes, Johnson (Silver Bow), Juedeman, Leuthold, McAndrews, Marsenich, Nixon, Norby, Purdy, Reed, Rieder, Sippel, Taylor. Total 29.

Excused: Anderson, Crist, Dwyer, Hansen, Tange, Toole, Totten. Total 7.

Senate Amendments to House Bill No. 134 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Brownfield, Corcoran, Durkee, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Haines (Prairie), Hanson, Higgins, Hilger, Iten, Johnson (Granite), Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Steel, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 55.

Noes: Sykes. Total 1.

Absent and not voting: Barrett, Broeder, Cavanaugh, Cerovski, Clowes, Dempsey, Emmons, Fry, Gershmel, Gleed, Goffena, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hawks, Hess, Hughes, Johnson (Silver Bow), Juedeman, Leuthold, McAndrews, Marsenich, Nixon, Norby, Purdy, Reed, Rieder, Sippel, Smith, Taylor. Total 31.

Excused: Anderson, Crist, Dwyer, Hansen, Tange, Toole, Totten. Total 7.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Sunday, March 1, at 2:00 p. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-SIXTH LEGISLATIVE DAY

House of Representatives,
Helena, Montana,
March 1, 1953.

House convened at 2:00 p. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting Anderson and Toole, both excused; and Rieder and Sippel, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-fifth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF SELECT COMMITTEES

To the President of the Senate
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration the House Amendments to Senate Bill No. 19, respectfully report and recommend as follows:

The Senate accedes to the House Amendment.

For the Senate:
LARSON, Chairman,
WINTERS,
TIBBALS.

For the House:
BRICKER,
TOBIN (Lewis & Clark),
MacDONALD.

It was moved by Bricker, duly seconded, that the Conference Committee report on House Amendments to Senate Bill No. 19 be adopted, and said report was adopted by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 79.

Noes: Durkee, Hess, Johnson (Silver Bow), Mahoney. Total 4.

Absent and not voting: Barnard, Beck, Goodwin, McAndrews, Rieder, Seifert, Sippel, Taylor, Wiedman. Total 9.

Excused: Anderson, Toole. Total 2.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Joint Memorial No. 11, respectfully report as follows: That Senate Joint Memorial No. 11 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 109, respectfully report as follows: That Senate Bill No. 109 be concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 214, respectfully report as follows: That Senate Bill No. 214 be not concurred in.

SAGUNSKY, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Highways and Highway Transportation, having had under consideration Senate Bill No. 108, respectfully report as follows: That Senate Bill No. 108 be concurred in.

A motion was made by Sagunsky, duly seconded, that the report be adopted. A substitute motion was made by Phillips that consideration of Senate Bill No. 108 be indefinitely postponed which motion was seconded and lost. Whereupon the report of the Committee on Highways and Highway Transportation was adopted.

MESSAGE FROM THE GOVERNOR

February 28, 1953.

The Honorable Dean Chaffin
Speaker of The House of Representatives
The Capitol

Honorable Sir:

I have the honor to report that I have this day signed the following:

House Bill No. 67, by McElwain, Omholt, Pfohl, Wiedman, Peters, Sykes, O'Connor and Purdy.

House Bill No. 202 by Barnard and Wilson.

House Bill No. 309 by Gleed.

Substitute House Bill No. 48 by Committee on Oil and Gas.

House Bill No. 146 by Toole and Reed.

J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

February 28, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 88.

Senate Bill No. 154.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call vote, adopted the report of the Joint Conference Committee appointed to consider Senate Amendments to House Bill No. 3.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call vote, adopted the report of the Joint Conference Committee appointed to consider Senate Amendments to House Bill No. 4.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 88 by Peters et al.

Substitute House Bill No. 105 by Committee on Judiciary.

House Bill No. 216 by McAndrews.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for nonconcurrence by the Committee on Finance and Claims, report adopted, and the bill is herewith returned to the House:

House Bill No. 341 by Juedeman, Dwyer.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended by the Committee of the Whole that the bill be not concurred in, report adopted, and the bill is herewith returned to the House:

Substitute House Bill No. 264 by Committee on Social Security.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 37 by MacDonald et al.

House Bill No. 74 by Reed et al.

Substitute House Bill No. 93 by Committee on Social Security.

House Bill No. 106 by Dwyer (by request).

Substitute House Bill No. 107 by Committee on Judiciary.

House Bill No. 180 by McAndrews.

House Bill No. 224 by Omholt and Graybill.

House Bill No. 332 by Smith and Reed.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 369, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Operation, Maintenance and Other Purposes, as Designated Herein, for Certain State Institutions, for the Period Beginning July 1, 1953, and Ending June 30, 1955."

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 14 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Crist, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Purdy, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: Clowes, Durkee, Goodgame, Goodwin, Hess, Johnson (Silver Bow), Loughran, Powell, Reed, Rimel. Total 10.

Absent and not voting: Barrett, Dempsey, Dwyer, Gunderson, Pierce, Regan, Rieder, Sippel, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark). Total 11.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 15 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Cerovski, Corcoran, Crist, Durkee, Fry, Fulton, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, MacDonald, McElwain, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 62.

Noes: Barrett, Beck, Cavanaugh, Clowes, Dempsey, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Higgins, Johnson (Silver Bow), Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Regan, Tange, Tobin (Silver Bow), Totten, Wood. Total 23.

Absent and not voting: Barnard, Dwyer, Gebhardt, Gunderson, Rieder, Sippel, Taylor. Total 7.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 16 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Crist, Durkee, Fry, Fulton, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hawks, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, MacDonald, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 54.

Noes: Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Hancock, Hess, Higgins, Johnson (Silver Bow), Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Parker, Regan, Ringling, Tobin (Silver Bow), Totten, Wood. Total 31.

Absent and not voting: Dwyer, Gebhardt, McElwain, Norby, Rieder, Sippel, Taylor. Total 7.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 17 was concurred in by the following vote:

Ayes: Atkinson, Babcock, Bricker, Broeder, Brownfield, Fry, Fulton, Gebhardt, Gleed, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hansen, Hanson, Hawks, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, MacDonald, McElwain, Norby, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Purdy, Rimel, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 49.

Noes: Arnold, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Hancock, Hess, Higgins, Johnson (Silver Bow), Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Parker, Powell, Reed, Regan, Ringling, Tobin (Silver Bow), Totten, Wood. Total 37.

Absent and not voting: Armstrong, Crist, Rieder, Sippel, Taylor, Walton. Total 6.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 18 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: Broeder, Graybill, Gunderson, Haines (Flathead), Johnson (Granite), Loughran, McDonnell, Phillips, Sax, Tange, Watkins. Total 11.

Absent and not voting: Durkee, Goodwin, Marsenich, Rieder, Sippel, Taylor. Total 6.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 40 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hughes, Johnson (Silver Bow), Leuthold, McAndrews, McElwain, Mahoney, Marsenich, Norby, Nybo, O'Connor, Pfohl, Reed, Regan, Rimel, Ringling, Sax, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Mr. Speaker. Total 53.

Noes: Cerovski, Corcoran, Gleed, Goodgame, Haines (Prairie), Hilger, Iten, Johnson (Granite), Juedeman, Loughran, McDonald, Michels, Nixon, Omholt, Parker, Peters, Phillips, Purdy, Sales, Seifert, Smith, Steel, Tange, Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 30.

Absent and not voting: Fry, MacDonald, Pierce, Powell, Rieder, Sagunsky, Schiltz, Sippel, Taylor. Total 9.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 86 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hansen, Hanson, Hess, Hilger, Johnson (Granite), Juedeman, Leuthold, McAndrews, McElwain, Mahoney, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: Arnold, Cavanaugh, Emmons, Gershmel, Goodgame, Higgins, Hughes, Iten, Johnson (Silver Bow), MacDonald, McDonnell, Marsenich, Michels, Phillips, Powell, Tange, Watkins. Total 17.

Absent and not voting: Fry, Haines (Missoula), Hawks, Loughran, Rieder, Sippel, Taylor. Total 7.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 87 was concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Corcoran, Crist, Dempsey, Durkee, Dwyer, Gebhardt, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Johnson (Granite), Juedeman, Leuthold, McAndrews, McElwain, Mahoney, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pierce, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 66.

Noes: Arnold, Cavanaugh, Clowes, Emmons, Gershmel, Goffena, Goodgame, Iten, Johnson (Silver Bow), McDonnell, Marsenich, Michels, Powell, Tange. Total 14.

Absent and not voting: Fry, Fulton, Gleed, Higgins, Loughran, MacDonald, Pfohl, Phillips, Rieder, Sagunsky, Sippel, Taylor. Total 12.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 90 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Dwyer, Loughran, McDonnell, Tobin (Silver Bow). Total 4.

Absent and not voting: Dempsey, Fry, Higgins, MacDonald, Nybo, Pfohl, Phillips, Rieder, Sagunsky, Sippel, Taylor. Total 11.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 126 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sales, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Hilger, Iten, Sax, Wetzsteon. Total 4.

Absent and not voting: Barnard, Broeder, Dempsey, Fry, Hansen, Higgins, Loughran, Nixon, Nybo, Pfohl, Phillips, Purdy, Rieder, Sagunsky, Sippel, Taylor. Total 16.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 134 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Norby, O'Connor, Omholt, Parker, Peters, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: McDonnell. Total 1.

Absent and not voting: Babcock, Dempsey, Fry, Hawks, Iten, Nixon, Nybo, Pfohl, Phillips, Rieder, Sagunsky, Sippel, Taylor. Total 13.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 157 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Corcoran, Crist, Durkee, Gebhardt, Gershmel, Goffena, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hilger, Iten, Johnson (Granite), Juedeman, Leuthold, MacDonald, McElwain, Nixon, Norby, O'Connor, Peters, Pierce, Reed, Rimel, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), VanDyke, Walton, Wetzsteon, Wilson, Mr. Speaker. Total 50.

Noes: Barnard, Cavanaugh, Cerovski, Clowes, Dempsey, Dwyer, Emmons, Gleed, Goodgame, Goodwin, Gunderson, Hess, Higgins, Hughes, Johnson (Silver Bow), Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Omholt, Parker, Powell, Purdy, Regan, Ringling, Sales, Tobin (Silver Bow), Totten, Watkins, Wood. Total 32.

Absent and not voting: Fry, Fulton, Nybo, Pfohl, Phillips, Rieder, Sagunsky, Sippel, Taylor, Wiedman. Total 10.

Excused: Anderson, Toole. Total 2.

Senate Bill No. 207 was concurred in by the following vote:

Ayes: Arnold, Atkinson, Barnard, Barrett, Beck, Bricker, Corcoran, Crist, Durkee, Gebhardt, Gershmel, Gleed, Graybill, Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, McElwain, Michels, Nixon, Norby, Omholt, Parker, Peters, Pfohl, Reed, Regan, Rimel, Ringling, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, Walton, Wetzsteon, Wood. Total 49.

Noes: Armstrong, Babcock, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Dwyer, Emmons, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Johnson (Silver Bow), Loughran, McAndrews, McDonnell, Mahoney, Marsenich, O'Connor, Phillips, Powell, Purdy, Sales, Tobin (Silver Bow), VanDyke, Watkins, Wilson, Mr. Speaker. Total 31.

Absent and not voting: Fry, Fulton, Goffena, MacDonald, Nybo, Pierce, Rieder, Sagunsky, Seifert, Sippel, Taylor, Wiedman. Total 12.

Excused: Anderson, Toole. Total 2.

Senate Joint Memorial No. 10 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, O'Connor, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Pfohl. Total 1.

Absent and not voting: Corcoran, Fry, Johnson (Granite), Marsenich, Norby, Nybo, Omholt, Regan, Rieder, Sagunsky, Taylor, Wetzsteon. Total 12.

Excused: Anderson, Clowes, Sippel, Toole. Total 4.

Senate Joint Memorial No. 15 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hansen, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, Mahoney, Michels, Nixon, O'Connor, Parker, Peters, Pierce, Purdy, Reed, Rimel, Ringling, Sales, Sax, Schiltz, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 66.

Noes: Pfohl, Seifert, Smith, Tobin (Lewis & Clark). Total 4.

Absent and not voting: Atkinson, Cerovski, Dempsey, Fry, Haines (Prairie), Hawks, Johnson (Granite), MacDonald, McElwain, Marsenich,

Norby, Nybo, Omholt, Phillips, Powell, Regan, Rieder, Sagunsky, Taylor, Wiedman. Total 20.

Excused: Anderson, Clowes, Sippel, Toole. Total 4.

Senate Joint Resolution No. 5 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Cavanaugh, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hansen, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Atkinson, Brownfield, Cerovski, Corcoran, Dempsey, Fry, Haines (Prairie), MacDonald, Marsenich, Norby, Nybo, Omholt, Regan, Rieder, Sagunsky, Taylor, Tobin (Silver Bow). Total 17.

Excused: Anderson, Clowes, Sippel, Toole. Total 4.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: Substitute House Bill No. 253 and House Bills Nos. 259, 318, 134 and 187.

PFOHL, Chairman.

Report adopted.

I have examined Substitute House Bill No. 253 introduced by Committee on Judiciary and find the same to be correct.

McELWAIN, Chairman.

I have examined House Bill No. 259 introduced by me and find the same to be correct.

HAINES (Missoula).

I have examined House Bill No. 318 introduced by me and find the same to be correct.

PHILLIPS.

I have examined House Bill No. 134 introduced by me and find the same to be correct.

PFOHL.

I have examined House Bill No. 187 introduced by me and find the same to be correct.

PIERCE.

The Speaker signed the following in open session: Substitute House Bill No. 253, House Bills Nos. 318, 134, 187 and 259.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Gebhardt of Yellowstone in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Amendments to House Bill No. 37 be concurred in.

That Senate Amendments to House Bill No. 74 be concurred in.

That Senate Amendments to Substitute House Bill No. 93 be concurred in.

That Senate Amendments to House Bill No. 106 be concurred in.

That Senate Amendments to Substitute House Bill No. 107 be concurred in.

That Senate Amendments to House Bill No. 180 be concurred in.

That Senate Amendments to House Bill No. 224 be concurred in.

That Senate Bill No. 1 be amended in Section 5, page 3, of the printed bill, by striking out in lines 11 and 12 the following words: "An appointee who failed to be confirmed by the Senate after the submission of his name, shall not be eligible to subsequent appointment."; and that it be further amended in Section 15 by striking out in line 4 the words "shall be final" and inserting in lieu thereof the words "may be appealed to the district court."; and that as so amended be concurred in.

That Senate Amendments to House Bill No. 332 be concurred in.

That Substitute Senate Bill No. 82 be concurred in.

That Substitute Senate Bill No. 27 be concurred in.

That further consideration of Senate Bill No. 44 be passed for the day.

That Senate Bill No. 55 be amended in Section 22, sub-section D, by striking out in line 43 and 44 the following words: "and all monies appropriated for the expense of said Commission" and changing the period in line 47 to a semi-colon ";" and adding the following after the word "purpose": "All monies from this fund shall be used by said commission subject to the approval of the controller and biennial appropriations by the Legislative Assembly."; and that as so amended be concurred in.

GEBHARDT, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 37 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Peters, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sax, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 66.

Noes: None.

Absent and not voting: Babcock, Cerovski, Dwyer, Gershmel, Gleed, Goffena, Goodwin, Haines (Missoula), Iten, McDonnell, McElwain, Nixon, Omholt, Parker, Pfohl, Phillips, Rieder, Sagunsky, Sales, Schiltz, Taylor, Walton. Total 22.

Excused: Anderson, Clowes, Crist, Hansen, Sippel, Toole. Total 6.

Senate Amendments to House Bill No. 74 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Corcoran, Durkee, Fulton, Gebhardt, Gershmel, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Leuthold, McAndrews, Mahoney, Michels, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sax, Seifert, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 60.

Noes: Cavanaugh, Dempsey, Dwyer, Emmons, Iten, Johnson (Silver Bow), Loughran, MacDonald, Marsenich, Tobin (Silver Bow), Totten. Total 11.

Absent and not voting: Fry, Gleed, Goffena, Goodgame, Haines (Missoula), McDonnell, McElwain, Nixon, Omholt, Phillips, Rieder, Sales, Schiltz, Taylor, VanDyke, Walton. Total 16.

Excused: Anderson, Clowes, Crist, Hansen, Juedeman, Sippel, Toole. Total 7.

Senate Amendments to House Bill No. 93 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Barnard, Gleed, Goffena, Haines (Missoula), Hanson, Loughran, McDonnell, Omholt, Parker, Phillips, Rieder, Schiltz, Tange, Walton. Total 14.

Excused: Anderson, Clowes, Crist, Hansen, Juedeman, Sippel, Toole. Total 7.

Senate Amendments to House Bill No. 106 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Peters, Pfohl, Phillips, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Gleed, Haines (Missoula), Hanson, Loughran, Nixon, Omholt, Parker, Pierce, Reed, Rieder, Schiltz, Tange, Taylor, Walton. Total 14.

Excused: Anderson, Clowes, Crist, Hansen, Juedeman, Sippel, Toole. Total 7.

Senate Amendments to Substitute House Bill No. 107 were concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Higgins, Hughes, Johnson (Granite), Johnson (Silver Bow), Leuthold, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Peters, Pfohl, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), VanDyke, Watkins, Wilson, Wood, Mr. Speaker. Total 65.

Noes: Arnold, Goffena, Hilger, Iten, Sax, Totten, Wetzsteon, Wiedman. Total 8.

Absent and not voting: Gleed, Haines (Missoula), Hanson, Loughran, Omholt, Parker, Phillips, Pierce, Rieder, Schiltz, Tange, Taylor, Tobin (Lewis & Clark), Walton. Total 14.

Excused: Anderson, Clowes, Crist, Hansen, Juedeman, Sippel, Toole. Total 7.

Senate Amendments to House Bill No. 180 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Pfohl, Phillips, Powell, Purdy, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Corcoran, Dempsey, Gleed, Goffena, Haines (Missoula), Hanson, Loughran, MacDonald, Omholt, Parker, Peters, Pierce, Reed, Regan, Rieder, Schiltz, Tange, Taylor, Walton. Total 19.

Excused: Anderson, Clowes, Crist, Hansen, Juedeman, Sippel, Toole. Total 7.

Senate Amendments to House Bill No. 224 were concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels,

Nixon, Norby, Nybo, O'Connor, Omholt, Pfohl, Phillips, Powell, Purdy, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: Arnold, Goffena. Total 2.

Absent and not voting: Fry, Fulton, Gleed, Haines (Missoula), Hanson, Loughran, MacDonald, Parker, Peters, Pierce, Reed, Rieder, Schiltz, Tange, Taylor, Tobin (Lewis & Clark), Walton. Total 17.

Excused: Anderson, Clowes, Crist, Hansen, Juedeman, Sippel, Toole. Total 7.

Senate Amendments to House Bill No. 332 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Haines (Missoula), Loughran, MacDonald, Parker, Peters, Pierce, Rieder, Schiltz, Tange, Taylor. Total 10.

Excused: Anderson, Clowes, Crist, Hansen, Juedeman, Sippel, Toole. Total 7.

The Speaker signed the following Senate Bills in open session: Senate Bills Nos. 97, 206, 38, 135, 172, and 92.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 259, 318, 134, 187, and Substitute House Bill No. 253, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:15 o'clock, p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Monday, March 2. at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-SEVENTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
March 2, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Dwyer, Fry, Hughes, Juedeman, Purdy, Sagunsky, Toole, all excused; and Hansen, Marsenich, absent.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-sixth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 117, 234, 273, 293, 317, 327, Substitute House Bill No. 290, and House Joint Resolution No. 5, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 9:13 o'clock, a. m., delivered to the Governor for his approval.

HUGHES, Vice-chairman.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 209, respectfully report as follows: That Senate Bill No. 209 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 175, respectfully report as follows: That Senate Bill No. 175 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Substitute Senate Bill No. 210, respectfully report as follows: That Substitute Senate Bill No. 210 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 75, respectfully report as follows: That Senate Bill No. 75 be not concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Substitute Senate Bill No. 137, respectfully report as follows: That Substitute Senate Bill No. 137 be concurred in.

REED, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Education, having had under consideration Senate Bill No. 46, respectfully report as follows: That Senate Bill No. 46 be amended as follows: amend the amendment to Senate Bill No. 46 in line 4 by changing the figure "1951" to "1949"; further amend by inserting in line one (1) of the printed bill, after the comma after "1947" the following: "as amended by section 2 of chapter 188, Laws of 1951,"; and as so amended recommend that same be concurred in.

REED, Chairman.

Report adopted.

MESSAGES FROM SENATE

March 1, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 7.

Substitute Senate Bill No. 12.

Senate Bill No. 104.

Senate Bill No. 170.

Senate Bill No. 192.

Senate Bill No. 9.

Senate Bill No. 54.

Senate Bill No. 196.

Substitute Senate Bill No. 85.

Senate Joint Memorial No. 9.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 124 by Higgins, Nixon.

House Bill No. 210 by Juedeman et al.

House Bill No. 235 by Gebhardt.

House Bill No. 336 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

Substitute House Bill No. 28 by Committee on Townships and Counties.

House Bill No. 231 by Omholt et al.

House Bill No. 282 by MacDonald.

House Bill No. 288 by McElwain and Pfohl.

House Bill No. 329 by Committee on Townships and Counties.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and not concurred in, and the bill is herewith returned to the House:

House Bill No. 212 by Brownfield, Haines (Prairie).

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 370, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Operation, Maintenance and Other Purposes, as Designated Herein, for Certain State Departments, Boards, Bureaus and Commissions, for the Period Beginning July 1, 1953, and Ending June 30, 1955."

The Speaker signed the following in open session: Senate Bills Nos. 154, 66, 104, 59, and Senate Joint Memorial No. 12.

REPORTS OF STANDING COMMITTEES

We, your Committee on Enrolling, to whom were referred House Bills Nos. 302, 252, 294, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:10 o'clock, a. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 370, respectfully report as follows: That House Bill No. 370 do pass.

TAYLOR, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 55 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Corcoran, Crist, Fulton, Gebhardt, Gleed, Goffena, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hawks, Higgins, Hilger, Iten, Johnson (Granite), Leuthold, McDonnell, McElwain, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Powell, Reed, Regan, Rieder, Rimel, Sales, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 57.

Noes: Barrett, Beck, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Emmons, Gershmel, Goodgame, Gunderson, Hess, Johnson (Silver Bow), Loughran, MacDonald, McAndrews, Mahoney, Michels, Ringling, Sax, Tange, Tobin (Silver Bow), Wood. Total 23.

Absent and not voting: Barnard, Hancock, Hansen, Marsenich, Peters, Pierce, Taylor. Total 7.

Excused: Dwyer, Fry, Hughes, Juedeman, Purdy, Sagunsky, Toole. Total 7.

Substitute Senate Bill No. 27 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 81.

Noes: None.

Absent and not voting: Hansen, Marsenich, Peters, Steel, Taylor, Watkins. Total 6.

Excused: Dwyer, Fry, Hughes, Juedeman, Purdy, Sagunsky, Toole. Total 7.

Substitute Senate Bill No. 82 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Iten, Johnson (Silver Bow), Johnson (Granite), Leuthold, Loughran, McAndrews, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rieder, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 74.

Noes: Cerovski, Clowes, Corcoran, Goodgame, McDonnell, Rimel, Wood. Total 7.

Absent and not voting: Hansen, Higgins, MacDonald, Marsenich, Nybo, Taylor. Total 6.

Excused: Dwyer, Fry, Hughes, Juedeman, Purdy, Sagunsky, Toole. Total 7.

Senate Bill No. 1 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barrett, Bricker, Broeder, Brownfield, Corcoran, Crist, Fulton, Gebhardt, Gleed, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hilger, Johnson (Granite), Leuthold, MacDonald, McElwain, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Sippel, Smith, Steel, Sykes, Tobin (Lewis & Clark), Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 52.

Noes: Anderson, Barnard, Beck, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Emmons, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Hess, Higgins, Iten, Johnson (Silver Bow), Loughran, McAndrews, McDonnell, Mahoney, Michels, Powell, Regan, Seifert, Tange, Tobin (Silver Bow), Totten, VanDyke, Wood. Total 32.

Absent and not voting: Hansen, Marsenich, Taylor. Total 3.

Excused: Dwyer, Fry, Hughes, Juedeman, Purdy, Sagunsky, Toole. Total 7.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 1:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

MESSAGES FROM SENATE

March 2, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 139 by Babcock et al.

Substitute House Bill No. 197 by Committee on Townships and Counties.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Committee on Oils and Leases, report adopted, and the bills are herewith returned to the House.

House Bill No. 209 by Haines (Prairie), Hilger, Fulton.

House Bill No. 174 by Fulton.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

Substitute House Bill No. 25 by Committee on Highways and Highway Transportation.

House Bill No. 220 by Committee on Education (by request).

House Bill No. 221 by Committee on Education (by request).

House Bill No. 342 by Smith et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Committee on Education, report adopted, and the bills are herewith returned to the House.

House Bill No. 126 by Barnard.

House Bill No. 304 by Committee on Education (by request).

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 371, introduced by Committee on Appropriations: A bill for an act entitled: "An Act Making Appropriations for the State Public School Equalization Fund and Providing for the Manner of Distribution Thereof for the Period Beginning July 1, 1953, and Ending June 30, 1955."

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Brownfield of Carter in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Amendments to Substitute House Bill No. 28 be concurred in.

That Senate Amendments to House Bill No. 231 be concurred in.

That Senate Amendments to House Bill No. 282 be concurred in.

That Senate Amendments to House Bill No. 288 be concurred in.

That Senate Amendments to House Bill No. 329 be concurred in.

That consideration of Senate Bill No. 20 be indefinitely postponed.

That consideration of Senate Bill No. 44 be indefinitely postponed.

That Senate Bill No. 94 be concurred in.

That Senate Bill No. 108 be concurred in.

That Senate Bill No. 109 be concurred in.

That Senate Bill No. 160 be concurred in.

That Senate Bill No. 183 be concurred in.

That Senate Bill No. 143 be concurred in.

That Senate Bill No. 218 be amended in line 2 of the title by striking out the words "Soldiers Home" and inserting in lieu thereof the words "Assignment of Pensions by Inmates of the Soldiers Home"; and that as so amended be concurred in.

That Senate Joint Memorial No. 11 be concurred in.

That Senate Bill No. 209 be amended in Section 1 by striking out in the printed bill in line 10 the word "ten" and inserting in lieu thereof the word "fifteen"; and by striking out in line 11 the following: "($10.00)"

and inserting in lieu thereof the following: "($15.00)"; and as so amended be concurred in.

That Senate Bill No. 175 be concurred in.

That Substitute Senate Bill No. 210 be concurred in.

That further consideration of Substitute Senate Bill No. 137 be indefinitely postponed.

That Senate Amendments to Substitute House Bill No. 25 be concurred in.

That Senate Amendments to House Bill No. 220 be concurred in.

That Senate Amendments to House Bill No. 221 be concurred in.

That Senate Amendments to House Bill No. 342 be concurred in.

That Senate Bill No. 46 be concurred in.

BROWNFIELD, Chairman.

A motion was made by Brownfield, duly seconded, that the report be adopted. A substitute motion was made by Cerovski, duly seconded, that Senate Bill No. 44 be segregated from the report, which motion carried by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Cerovski, Clowes, Durkee, Emmons, Gershmel, Goodgame, Graybill, Haines (Missoula), Hess, Iten, Leuthold, McAndrews, Mahoney, Marsenich, Michels, Parker, Phillips, Pierce, Reed, Rimel, Ringling, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wood. Total 40.

Noes: Armstrong, Arnold, Atkinson, Babcock, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Crist, Dwyer, Fry, Fulton, Goffena, Goodwin, Gunderson, Haines (Flathead), Hanson, Hawks, Hilger, Johnson (Granite), Johnson (Silver Bow), Loughran, McDonnell, McElwain, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Powell, Regan, Sippel, Watkins, Wilson, Mr. Speaker. Total 37.

Absent and not voting: Dempsey, Gebhardt, Haines (Prairie), Hancock, Higgins, Hughes, MacDonald, Pfohl, Purdy, Rieder, Sales, Taylor. Total 12.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Whereupon the report of the Committee of the Whole was adopted as amended.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 3, 88, 166, and Substitute House Bill No. 105.

REGAN, Acting Chairman.

Report adopted.

I have examined House Bill No. 3 introduced by me and find the same to be correct.

SEIFERT.

I have examined House Bill No. 88 introduced by me and find the same to be correct.

PETERS.

I have examined House Bill No. 166 introduced by me and find the same to be correct.

MacDONALD.

I have examined Substitute House Bill No. 105 introduced by Committee on Judiciary and find the same to be correct.

McELWAIN, Chairman.

The Speaker signed the following in open session: House Bills Nos. 3, 88, 166, and Substitute House Bill No. 105.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 371, respectfully report as follows: That House Bill No. 371 do pass.

TAYLOR, Chairman.

Report adopted.

MESSAGES FROM SENATE

March 2, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 15.

Senate Bill No. 16.

Senate Bill No. 17.

Senate Bill No. 86.

Senate Bill No. 87.

Senate Bill No. 134.

Senate Bill No. 207.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Taxation, report adopted, and the bill is herewith returned to the House:

House Bill No. 350 by Ways and Means Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for non-concurrence by the Committee on Finance and Claims, report adopted, and the bill is herewith returned to the House:

House Bill No. 364 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 45 by Committee on Education.

House Bill No. 112 by Committee on Education.

House Bill No. 155 by Committee on Fish and Game.

House Bill No. 199 by Hancock et al.

House Bill No. 205 by Haines (Flathead).

House Bill No. 358 by Wiedman.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 181 by MacDonald.

House Bill No. 188 by Schiltz and Crist.

House Bill No. 228 by Emmons et al.

House Bill No. 262 by Peters et al.

House Bill No. 359 by Wiedman.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to Substitute House Bill No. 28 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Rimel, Ringling, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 67.

Noes: Fry, Hawks. Total 2.

Absent and not voting: Bricker, Cerovski, Dempsey, Fulton, Gebhardt, Gunderson, Hancock, Leuthold, MacDonald, Michels, Nixon, Norby, Pierce, Purdy, Reed, Regan, Rieder, Sales, Taylor. Total 19.

Excused: Gleed, Hansen, Hughes, Juedeman, Sagunsky, Toole. Total 6.

Senate Amendments to House Bill No. 231 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Broeder, Brownfield, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Goffena,

Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Powell, Rimel, Ringling, Sax, Schiltz, Sippel, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 60.

Noes: None.

Absent and not voting: Barrett, Bricker, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Gebhardt, Gershmel, Haines (Missoula), Hancock, Hughes, MacDonald, McElwain, Michels, Nixon, Norby, Parker, Pierce, Purdy, Reed, Regan, Rieder, Sales, Seifert, Smith, Taylor, Tobin (Silver Bow), Wiedman. Total 29.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Senate Amendments to House Bill No. 282 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Broeder, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Regan, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Barrett, Bricker, Brownfield, Dempsey, Goodwin, Hawks, Hughes, MacDonald, Nybo, Purdy, Reed, Rieder, Rimel, Ringling, Taylor, Tobin (Lewis & Clark), Wiedman. Total 17.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Senate Amendments to House Bill No. 288 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Cavanaugh, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Parker, Peters, Pfohl, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 71.

Noes: None.

Absent and not voting: Atkinson, Bricker, Broeder, Brownfield, Cerovski, Dempsey, Goodwin, Loughran, MacDonald, Nybo, O'Connor, Omholt, Phillips, Purdy, Rieder, Sippel, Taylor, VanDyke. Total 18.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Senate Amendments to House Bill No. 329 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sales Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: None.

Absent and not voting: Atkinson, Bricker, Broeder, Brownfield, Dempsey, Higgins, MacDonald, Marsenich, Omholt, Purdy, Rieder, Sippel, Tange, Taylor, Watkins. Total 15.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Senate Amendments to Substitute House Bill No. 25 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pfohl, Pierce, Powell, Reed, Regan, Rimel, Sales, Sax, Schiltz, Seifert, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Ringling. Total 1.

Absent and not voting: Atkinson, Bricker, Broeder, Brownfield, Dempsey, Graybill, Hilger, Hughes, McElwain, Marsenich, Omholt, Phillips, Purdy, Rieder, Sippel, Taylor. Total 16.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Senate Amendments to House Bill No. 220 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Brownfield, Cavanaugh, Cerovski, Clowes, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Phillips, Pierce, Powell, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 70.

Noes: Mahoney, VanDyke. Total 2.

Absent and not voting: Bricker, Broeder, Corcoran, Goffena, Haines (Missoula), Hawks, Hughes, MacDonald, McElwain, Omholt, Pfohl, Purdy, Rieder, Seifert, Sippel, Taylor, Wiedman. Total 17.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Senate Amendments to House Bill No. 221 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McAndrews, McDonnell, McElwain, Marsenich, Michels, Nixon, Norby, O'Connor, Parker, Peters, Pfohl, Powell, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: Mahoney, VanDyke. Total 2.

Absent and not voting: Barnard, Bricker, Broeder, Brownfield, Cerovski, Crist, Goffena, Hughes, MacDonald, Nybo, Omholt, Phillips, Pierce, Purdy, Rieder, Taylor, Tobin (Silver Bow). Total 17.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

Senate Amendments to House Bill No. 342 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Reed, Regan, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Broeder, Brownfield, Gebhardt, Goffena, Haines (Flathead), Hawks, Higgins, Hilger, Hughes, MacDonald, McAndrews, McElwain, Pierce, Purdy, Rieder, Taylor. Total 16.

Excused: Gleed, Hansen, Juedeman, Sagunsky, Toole. Total 5.

The Speaker signed the following in open session: Senate Bills Nos. 150, 84, 88, Senate Joint Memorial No. 9.

MOTIONS AND RESOLUTIONS

A motion was made by Fulton, duly seconded and carried, that House Bill No. 371 be taken from printing and re-referred to the Committee on Appropriations.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 8:00 p. m. this day.

House recessed.

EVENING SESSION

House resumed. Mr. Speaker in the Chair.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 3, 88, 166, and Substitute House Bill No. 105, do

hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:06 o'clock, p. m., delivered to the Governor for his approval.

REGAN, Acting Chairman.

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 369, respectfully report as follows: That House Bill No. 369 be amended as follows: by striking out Section 7 on page 18 of the original bill, and be further amended by striking out in lines 3 and 4 of page 8 of the original bill the words and figures "seven hundred twenty-seven thousand dollars — $727,000.00" and inserting in lieu thereof the words and figures "eight hundred thirty-one thousand eighty-five dollars — $831,085.00";

and be further amended by striking out in line six of page 8 of the original bill the words and figures "thirteen thousand nine hundred forty dollars — $13,940.00" and inserting in lieu thereof the words and figures "fourteen thousand six hundred twenty dollars — $14,620.00";

and be further amended by striking out in lines 12 and 13 of page 15 of the original bill the words and figures "seven hundred twenty-seven thousand dollars — $727,000.00" and inserting in lieu thereof the words and figures "eight hundred eighty-one thousand eighty-five dollars — $881,085.00";

and be further amended by striking out in line 15 of page 15 of the original bill the words and figures "thirteen thousand nine hundred forty dollars — $13,940.00" and inserting in lieu thereof the words and figures "fourteen thousand six hundred twenty dollars — $14,620.00";

and be further amended by striking out in lines 7 and 8 of page three of the original bill the words and figures "six thousand five hundred dollars — $6,500.00" and inserting in lieu thereof the words and figures "seven thousand two hundred dollars — $7,200.00";

and be further amended by striking out in lines 9, 10, and 11 of page 3 of the original bill the words and figures "one hundred thirty-five thousand nine hundred sixty dollars — $135,960.00" and inserting in lieu thereof the words and figures "one hundred thirty-eight thousand nine hundred sixty dollars — $138,960.00";

and be further amended by striking out in lines 13 and 14 of page 3 of the original bill the words and figures "one thousand three hundred seventy-six dollars and sixty cents — $1,376.60" and inserting in lieu thereof the words and figures "one thousand four hundred forty dollars — $1,-440.00";

and be further amended by striking out in lines 3 and 4 of page 11 of the original bill the words and figures "six thousand five hundred dollars — $6,500.00" and inserting in lieu thereof the words and figures "seven thousand two hundred dollars — $7,200.00";

and be further amended by striking out in lines 5, 6, and 7 of page 11 of the original bill the words and figures "one hundred thirty-five thousand nine hundred sixty dollars — $135,960.00" and inserting in lieu thereof the words and figures "one hundred thirty-eight thousand nine hundred sixty dollars — $138,960.00";

and be further amended by striking out in lines 9 and 10 of page 11 of the original bill the words and figures "one thousand three hundred seventy-six dollars and sixty cents — $1,376.60" and inserting in lieu thereof the words and figures "one thousand four hundred forty dollars — $1,-440.00"; and as amended do pass.

TAYLOR, Chairman.

Report adopted.

MESSAGE FROM GOVERNOR

March 2, 1953.

The Honorable Dean Chaffin
Speaker of The House of Representatives
The Capitol

Honorable Sir:

I have the honor to inform you that I have this day signed the following measure:

House Bill No. 166 by MacDonald and McElwain.

J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

March 2, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 1.

Senate Bill No. 55.

Substitute Senate Bill No. 82.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 102 by Reed et al.

Substitute House Bill No. 179 by Committee on Oil and Gas.

House Bill No. 363 by Appropriations Committee.

House Joint Memorial No. 6 by Barnard and Clowes.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 175 by Regan et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Bill No. 94 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Babcock, Barnard, Barrett, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Sykes, Tange, Taylor, Totten, Walton, Watkins, Wiedman, Wood, Mr. Speaker. Total 73.

Noes: Goffena, Johnson (Granite), MacDonald, Omholt, Peters, Pfohl, Rimel, Tobin (Silver Bow), Wetzsteon, Wilson. Total 10.

Absent and not voting: Arnold, Atkinson, Beck, Schiltz, Steel, Tobin (Lewis & Clark), VanDyke. Total 7.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Bill No. 108 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Clowes, Durkee, Fulton, Gershmel, Goffena, Goodgame, Goodwin, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Hess, Higgins, Johnson (Granite), Leuthold, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Nybo, Parker, Pierce, Powell, Reed, Rieder, Rimel, Ringling, Sax, Sippel, Sykes, Tange, Toole, VanDyke, Watkins, Wilson, Wood. Total 46.

Noes: Anderson, Bricker, Cavanaugh, Cerovski, Corcoran, Crist, Dempsey, Dwyer, Emmons, Fry, Gebhardt, Gleed, Graybill, Gunderson, Haines (Missoula), Hancock, Hansen, Hilger, Hughes, Iten, Johnson (Silver Bow), Juedeman, Loughran, McAndrews, Marsenich, Norby, O'Connor, Omholt, Peters, Pfohl, Phillips, Purdy, Regan, Sagunsky, Sales, Schiltz, Seifert, Smith, Taylor, Tobin (Silver Bow), Totten, Walton, Wetzsteon, Wiedman, Mr. Speaker. Total 45.

Absent and not voting: Atkinson, Steel, Tobin (Lewis & Clark). Total 3.

Excused: None.

The following were paired: Toole, aye, Haines (Missoula), no; Haines (Prairie), aye, Gleed, no; VanDyke, aye, Graybill, no; McElwain, aye, Crist, no; Haines (Flathead), aye, Sagunsky, no; Hanson, aye, Hansen, no; Rimel, aye, Juedeman, no; Beck, aye, Bricker, no.

Senate Bill No. 109 was concurred in by the following vote:

Ayes: Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Clowes, Durkee, Fulton, Gershmel, Goffena, Goodgame, Goodwin, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Hess, Higgins, Johnson (Granite), Leuthold, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Nybo, Parker, Pierce, Powell, Reed, Rieder, Rimel, Ringling, Sax, Sippel, Sykes, Tange, VanDyke, Wilson, Wood. Total 45.

Noes: Anderson, Cavanaugh, Cerovski, Corcoran, Dempsey, Dwyer, Emmons, Fry, Gebhardt, Gleed, Graybill, Gunderson, Haines (Missoula), Hancock, Hansen, Hilger, Hughes, Iten, Johnson (Silver Bow), Juedeman, Loughran, McAndrews, Marsenich, Norby, O'Connor, Omholt, Peters, Phillips, Purdy, Regan, Sagunsky, Sales, Schiltz, Seifert, Smith, Taylor, Tobin (Silver Bow), Totten, Walton, Watkins, Wetzsteon, Wiedman, Mr. Speaker. Total 43.

Absent and not voting: Atkinson, Pfohl, Steel, Tobin (Lewis & Clark). Total 4.

Excused: Crist, Toole. Total 2.

The following were paired: Haines (Prairie), aye, Gleed, no; VanDyke, aye, Graybill, no; Rimel, aye, Juedeman, no; Haines (Flathead), aye, Sagunsky, no; McElwain, aye, O'Connor, no; Hanson, aye, Hansen, no.

Senate Bill No. 160 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Reed, Regan, Rieder, Rimel, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood. Total 72.

Noes: Arnold, Cerovski, Gershmel, Goffena, McDonnell, Purdy, Taylor, Mr. Speaker. Total 8.

Absent and not voting: Atkinson, Emmons, Fry, McElwain, Pfohl, Ringling, Sagunsky, Sales, Steel, VanDyke. Total 10.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Bill No. 183 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Parker, Peters, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 80.

Noes: McDonnell, Omholt, Wiedman. Total 3.

Absent and not voting: Atkinson, Fry, McElwain, Pfohl, Phillips, Sagunsky, Steel. Total 7.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Bill No. 143 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Atkinson, Dempsey, McElwain, Nixon, Pfohl, Phillips, Pierce, Sagunsky, Steel, Sykes. Total 10.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Bill No. 218 failed to be concurred in by the following vote:

Ayes: Arnold, Babcock, Hawks, McElwain, O'Connor, Sales, Schiltz, Sykes, Tange, Taylor, Tobin (Lewis & Clark), Walton. Total 12.

Noes: Anderson, Armstrong, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sax, Seifert, Sippel, Smith, Tobin (Silver Bow), Totten, VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Absent and not voting: Atkinson, Dempsey, Pierce, Steel. Total 4.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Joint Memorial No. 11 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, Mahoney, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Arnold, Goffena, Taylor, Wiedman. Total 4.

Absent and not voting: Atkinson, Barnard, Hughes, McDonnell, McElwain, Marsenich, O'Connor, Steel, Tobin (Lewis & Clark). Total 9.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Bill No. 209 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: Fry, Tange. Total 2.

Absent and not voting: Atkinson, Bricker, Corcoran, Dwyer, Goodwin, Peters, Pfohl, Steel, Wetzsteon. Total 9.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Bill No. 175 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Omholt, Parker, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Atkinson, Corcoran, Dempsey, Dwyer, Goffena, Goodwin, Hanson, Norby, O'Connor, Peters, Pfohl, Steel, Taylor. Total 13.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Substitute Senate Bill No. 210 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, Parker, Peters, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Atkinson, Dwyer, Haines (Missoula), Higgins, Norby, O'Connor, Omholt, Pfohl, Phillips, Steel, Taylor, Tobin (Silver Bow). Total 12.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

Senate Bill No. 46 was concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: Goffena. Total 1.

Absent and not voting: Atkinson, Dempsey, Fry, Haines (Missoula), MacDonald, Norby, Sagunsky, Steel, Taylor, Tobin (Silver Bow). Total 10.

Excused: Crist, Gleed, Hansen, Toole. Total 4.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Brownfield of Carter in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Amendments to House Bill No. 45 be concurred in.

That Senate Amendments to House Bill No. 112 be not concurred in but that a conference committee be appointed from the House and a like committee requested from the Senate.

That Senate Amendments to House Bill No. 155 be concurred in.

That Senate Amendments to House Bill No. 205 be concurred in.

That Senate Amendments to House Bill No. 358 be concurred in.

That Senate Amendments to House Bill No. 102 be concurred in.

That Senate Amendments to Substitute House Bill No. 179 be not concurred in but that a conference committee be appointed from the House and a like committee requested from the Senate.

That Senate Amendments to House Bill No. 363 be concurred in.

That Senate Amendments to House Joint Memorial No. 6 be concurred in.

That further consideration of Senate Bill No. 44 be indefinitely postponed.

That Senate Amendments to House Bill No. 199 be not concurred in but that a conference committee of three members be appointed from the House and a like committee requested from the Senate.

BROWNFIELD, Chairman.

Report adopted.

COMMITTEE APPOINTMENTS

The Speaker appointed the following committee to serve with a like committee to confer on Senate amendments to House Bill No. 112: Reed, Tobin (Lewis & Clark), McElwain.

A motion was made by Wiedman, duly seconded and carried, that the House adjourn until Tuesday, March 3, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-EIGHTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
March 3, 1953.

House convened at 11:00 pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Fry, Hansen, Hughes, Regan, Toole; all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-seventh legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 37, 216, 106, 254, and 180.

DEMPSEY, Acting Chairman.

Report adopted.

I have examined House Bill No. 37 introduced by me and find the same to be correct.

MacDONALD.

I have examined House Bill No. 216 introduced by me and find the same to be correct.

McANDREWS.

I have examined House Bill No. 106 introduced by me and find the same to be correct.

DWYER.

I have examined House Bill No. 254 introduced by me and find the same to be correct.

BECK.

I have examined House Bill No. 180 introduced by me and find the same to be correct.

McANDREWS.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 38, 210, and 332.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 210 introduced by me and find the same to be correct.

BECK.

I have examined House Bill No. 38 introduced by me and find the same to be correct.

NORBY.

I have examined House Bill No. 332 introduced by me and find the same to be correct.

REED.

Mr. Speaker: We, your Committee on Printing, to whom was referred House Bill No. 367, beg leave to report that the same has this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

COMMITTEE APPOINTMENTS

The Speaker appointed the following committee to serve with a like committee from the Senate for consideration of Senate amendments to House Bill No. 179: Higgins, O'Connor, Emmons.

The Speaker appointed the following committee to serve with a like committee from the Senate for consideration of Senate amendments to House Bill No. 199: Hancock, Hawks, Durkee.

REPORT OF SELECT COMMITTEE

March 3, 1953.

To the President of the Senate
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration House Bill No. 101, respectfully report and recommend as follows:

Your Conference Committee has failed to agree and asks to be discharged and that no further Conference Committees be appointed.

For the Senate:
BUSCH,
GARDNER,
KELLER.

For the House:
PHILLIPS,
BROWNFIELD,
RINGLING.

On motion of Armstrong, duly seconded, the report was adopted by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Babcock, Barnard, Emmons, Hancock, Juedeman, McAndrews, Marsenich, Nixon, Norby, Peters, Pierce. Total 11.

Excused: Fry, Hansen, Hughes, Regan, Toole. Total 5.

MESSAGE FROM GOVERNOR

March 2, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measures:

House Bill No. 3, introduced by Sagunsky, Hawks, Sykes, Seifert, Barrett, Haines (Flathead), Sales, Armstrong, Norby, Wiedman, Leuthold, Beck and Broeder.

House Bill No. 134, introduced by Pfohl and Armstrong.

House Bill No. 140, introduced by Higgins and Nixon.

House Bill No. 151, introduced by Juedeman, O'Connor and Dwyer.

House Bill No. 187, introduced by Pierce and Anderson.

Substitute House Bill No. 253, introduced by Judiciary Committee.

House Bill No. 259, introduced by Haines (Missoula).

House Bill No. 317, introduced by Committee on State Lands, Forests and Parks.

House Bill No. 318, introduced by Committee on State Lands, Forests and Parks.

House Bill No. 320, introduced by Ways and Means Committee.

House Joint Resolution No. 3, introduced by Bricker.

Respectfully,
J. HUGO ARONSON,
Governor.

MOTIONS AND RESOLUTIONS

Mr. Speaker: We, your Committee on Public Health, Morals and Safety, move that the House recommend that a study be made of the "Pure Food and Drug Act of Montana" as set forth in Senate Bill No. 95 of the 33rd Legislative Assembly, by the Interim Legislative Committee when it is appointed, and report their findings and recommendations to the next Legislative Assembly of the State of Montana.

ARNOLD, Chairman,
Committee on Public Health,
Morals and Safety.

A motion was made by Dwyer, duly seconded and carried, that the above be received and entered into the Journal.

A motion was made by Bricker, duly seconded and carried, that further consideration of House Bill No. 101 be indefinitely postponed.

A motion was made by McElwain, duly seconded and carried, that House Bill No. 221 be taken from enrolling and returned to the House.

A motion was made by McElwain, duly seconded and carried, that the House reconsider its action of March 2 in adopting Senate amendments to House Bill No. 221.

A motion was made by McElwain, duly seconded and carried, that Senate Amendments to House Bill No. 221 be taken from Third Reading and returned to General Orders.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 45 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes,

Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Gleed, Hawks, Nixon, Norby, Pierce, Purdy. Total 6.

Excused: Fry, Hansen, Hughes, Regan, Toole. Total 5.

Senate Amendments to House Bill No. 155 were concurred in by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Powell, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Dwyer, Nixon, Norby, Pierce, Purdy, Sagunsky, Taylor. Total 7.

Excused: Fry, Hansen, Hughes, Pfohl, Regan, Toole, Wiedman. Total 7.

Senate Amendments to House Bill No. 205 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 79.

Noes: None.

Absent and not voting: Dempsey, Hawks, Nixon, Norby, Pierce, Taylor, Watkins. Total 7.

Excused: Armstrong, Fry, Hansen, Hughes, Pfohl, Regan, Toole, Wiedman. Total 8.

Senate Amendments to House Bill No. 358 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Sax, Schiltz, Smith, Steel, Sykes, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Fulton, Hilger, Juedeman, Nixon, Norby, Sagunsky, Seifert, Sippel, Taylor, Tobin (Silver Bow). Total 10.

Excused: Armstrong, Fry, Hansen, Hughes, Pfohl, Regan, Toole, Wiedman. Total 8.

Senate Amendments to House Bill No. 102 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Sippel, Smith, Steel, Tange, Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wilson, Wood, Mr. Speaker. Total 77.

Noes: Sykes. Total 1.

Absent and not voting: Cavanaugh, Hancock, Nixon, Reed, Seifert, Taylor, Tobin (Silver Bow), Wetzsteon. Total 8.

Excused: Armstrong, Fry, Hansen, Hughes, Pfohl, Regan, Toole, Wiedman. Total 8.

Senate Amendments to House Bill No. 363 were concurred in by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hanson, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barnard, Broeder, Gebhardt, Graybill, Hancock, Nixon, Norby, Reed, Taylor. Total 9.

Excused: Armstrong, Fry, Hansen, Hughes, Pfohl, Regan, Toole, Wiedman. Total 8.

Senate Amendments to House Joint Memorial No. 6 were concurred in by the following vote:

Ayes: Anderson, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Hess, Higgins, Hilger, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Rieder, Ringling, Sagunsky, Sales, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Arnold, Haines (Missoula), Rimel, Schiltz. Total 4.

Absent and not voting: Goodwin, Hancock, Iten, MacDonald, Nixon, Norby, Reed, Sax, Taylor. Total 9.

Excused: Armstrong, Fry, Hansen, Hughes, Pfohl, Regan, Toole, Wiedman. Total 8.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 371, respectfully report as follows: That House Bill No. 371 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 124 and 224; Substitute House Bills Nos. 107 and 197.

REGAN, Acting Chairman.

Report adopted.

I have examined House Bill No. 124 introduced by me and find the same to be correct.

NIXON,

I have examined House Bill No. 224 introduced by me and find the same to be correct.

OMHOLT.

I have examined Substitute House Bill No. 107 introduced by the Committee on Judiciary and find the same to be correct.

McELWAIN, Chairman.

I have examined Substitute House Bill No. 197 introduced by the Committee on Townships and Counties and find the same to be correct.

WATKINS, Vice-chairman.

The Speaker signed the following in open session: House Bills Nos. 332, 38, 210, 106, 216, 180, 254, 37, 224, 124, and Substitute House Bills Nos. 197 and 107.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Bricker, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders, under rules of the previous sitting.

Dempsey of Silver Bow in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That House Bill No. 367 do pass.

That Senate Amendments to House Bill No. 221 be not concurred in, but that a conference committee of three members be appointed from the House to serve with a like committee from the Senate to consider the matter.

DEMPSEY, Chairman.

Report adopted.

A motion was made by Bricker, duly seconded and carried, that the House recess until 2:30 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

COMMITTEE APPOINTMENTS

The following committee was appointed by the Speaker to serve with a like committee from the Senate for conference on House Bill No. 221: Pfohl, Leuthold, Regan.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bill correctly enrolled: House Bill No. 231.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 231 introduced by me and find the same to be correct.

OMHOLT.

The Speaker signed House Bill No. 231 in open session.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 180, 216, 106, 37, 254, 38, 210, 332, 124, 224, and Substitute House Bills Nos. 107 and 197, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 1:05 o'clock, p. m., delivered to the Governor for his approval.

REGAN, Acting Chairman.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bill correctly engrossed: House Bill No. 367.

OMHOLT, Chairman.

Report adopted.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Employment, recommend the following named House employees, heretofore employed by the Employment Committee of the House, are to be employed for the post session for the number of days stated below and to take effect after adjournment. The Sergeant-at-Arms is instructed to include their names on the supplemental payroll submitted to the State Auditor, for the number of days stated below:

Lewis R. Knox	15 days
Larry Lindberg	15 days

Elaine Cooper	15 days
E. N. Joffray	15 days
W. O. Gregory	5 days
M. O. Wooley	5 days
William A. Logan	5 days
Ellen Wiedman	5 days
Maude E. Bolton	3 days
Elsie R. Ekegren	10 days
Betty West	10 days
Marian Goodman	7 days
Donna F. Flanagan	7 days
Elizabeth Melugin	5 days
Bernice B. Gruenig	5 days
Vermelle Wilkinson	5 days
Bessie Burgess	5 days
Helen McDermott	3 days
Martha Burns	3 days
Bent Kendall	5 days
Edith M. Barker	5 days
Clara Harschfeld	5 days
Joyce McVay	5 days
Elva MacPherson	5 days
Elvira Warren	5 days
Agnes Screnar	5 days
Edward H. Fane	5 days
Agnes Mannix	3 days
Leslie Dahl	3 days
Ordell Klindworth	3 days
Dorothy Kenney	5 days
Florence Steel	5 days
Jo Thiele	5 days
Edine Kennedy	3 days
Dorothy Erickson	5 days
Jeanne Amsberry	5 days
Corrine Mooney	5 days
Dan DeGroat	5 days

That the Honorable Dean Chaffin, Speaker of the House, be allowed mileage incident to his services for signing of the Journal of the House for the 33rd Legislative Assembly, from Bozeman to Helena, Montana and returning:

204 miles $14.28

GEBHARDT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 228, 262, 359, and Substitute House Bill No. 93.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 228 introduced by me and find the same to be correct.

EMMONS.

I have examined House Bill No. 262 introduced by me and find the same to be correct.

PETERS.

I have examined House Bill No. 359 introduced by me and find the same to be correct.

WIEDMAN.

I have examined Substitute House Bill No. 93 introduced by the Committee on Social Security and find the same to be correct.

BRICKER, Chairman.

MESSAGE FROM THE GOVERNOR

March 3, 1953.

Honorable George M. Gosman
President of the Senate
Honorable Dean Chaffin
Speaker of the House of Representatives

Sirs:

Senate Bill No. 107 is returned herewith without my approval for the following reasons:

The shifting of the burden of cost from the Utility Companies to the individual home, farm and ranch owners who move their houses, hay derricks and other items seems to me to be inequitable. This applies also to industrial movers. The Utilities are equipped to do this work and have taken rights-of-way with this burden in mind. If responsibility for maintaining clearance above ground is not placed on the Utility Companies they might soon block all movements of high structures.

The statutes from 1929 until 1951 placed the burden of cost on the Utilities. In 1951 this was amended to shift the burden to the individual movers in the cities and towns. I voted against that change as a member of the Senate. Now it is proposed to shift the burden throughout the state. Power and telephone lines could eventually strangle the people of the state. An analogous situation would exist if people who crossed railroad rights-of-way were charged a toll for crossing. The railroads must maintain crossings for public use, and I believe the same principle applies to power and telephone lines.

Therefore, I think it for the best interest of the state that this bill be returned without my approval.

J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

March 3, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on motion, requests the House to return the following House Bill for further consideration: House Bill No. 350 by Committee on Ways and Means.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for nonconcurrence by the Committee on Finance and Claims, report adopted, and the bill is herewith returned to the House:

House Bill No. 133 by Brownfield.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that House Bill No. 350 be returned to the Senate as requested.

THIRD READING

House Bill No. 367, having been read three times at length, history and title agreed to, was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Durkee, Emmons, Fry, Fulton, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Barrett, Cavanaugh, Dempsey, Dwyer, Gebhardt, Hawks, Marsenich, Nixon, Norby, Pierce, Rimel, Totten, Walton. Total 13.

Excused: Crist, Hansen, Hilger, Toole. Total 4.

Mr. Speaker: We, your Committee on Enrollment, to whom was referred House Bill No. 231, do hereby report that said bill, together with a copy thereof, signed by the Speaker of the House and President of the Senate, was this day, at the hour of 2:43 o'clock, p. m., delivered to the Governor for his approval.

REGAN, Acting Chairman.

The Speaker signed the following in open session: Substitute House Bill No. 93, and House Bills Nos. 262, 359, 228.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 181 and 188.

ARNOLD, Acting Chairman.

Report adopted.

I have examined House Bill No. 181 introduced by me and find the same to be correct.

MacDONALD.

I have examined House Bill No. 188 introduced by me and find the same to be correct.

SCHILTZ.

The Speaker signed the following in open session: House Bills Nos. 181, 188, and Senate Bills Nos. 196, 7, 2, 14, 18, 54, Senate Joint Memorial No. 10, Senate Joint Resolution No. 5, Substitute Senate Bill No. 12.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 228, 359, 262, and Substitute House Bill No. 93, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 3:10 o'clock, p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

COMMITTEE APPOINTMENTS

In accordance with the provisions of House Resolution No. 1, a Resolution providing for the appointment of an Interim Committee to be known as the "Occupational Disease Committee", the Speaker appointed the following committee: Phillips, Fry, Rieder.

Complying with the provisions set forth in Senate Bill No. 88 which provides for the appointment of Two (2) Members of the House of Representatives to a commission to be known as the "Commission on Investigation of Contract Awards", the Speaker appointed the following members: Hughes, Barrett.

In accordance with the provisions of House Bill No. 166, an Act that created a "Montana Legislative Council", and carrying out the provisions of Section 2 that the Speaker shall appoint Four (4) Members of the House of Representatives, no more than two (2) of whom shall be of the same political party, the Speaker made the following appointments: Haines (Missoula), Pfohl, Mahoney, Nixon.

MESSAGES FROM SENATE

March 3, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day on roll call concurred in House Amendments to the following Senate Bills:

Senate Bill No. 41.

Senate Bill No. 46.

Senate Bill No. 143.

Senate Bill No. 209.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day refused to concur in the House Amendments to Senate Bill No. 160 and request the House to appoint a Conference Committee to act with a like committee from the Senate for the consideration of said amendments.

The President named the following Conference Committee for the Senate: Wallace, Chairman; Nutter, Ettien.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Conference Committee from the Senate to act with a like committee from the House for the consideration of Senate Amendments to House Bill No. 112: Moss, Chairman; Anderson (Chouteau), Cotton.

Respectfully,

LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in, title and history agreed to, and the same is herewith returned to the House:

House Bill No. 177 by Omholt et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day recommended for nonconcurrence by the Committee on Fish and Game, report adopted, and the bill is herewith returned to the House:

House Bill No. 153 by Committee on Fish and Game.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Conference Committee from the Senate to act with a like committee from the House for the consideration of Senate Amendments to House Bill No. 199: Larson, Chairman; Ross, Tibbals.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Conference Committee from the Senate to act with a like committee from the House for the consideration of Senate Amendments to Substitute House Bill No. 179: Hibbs, Chairman; Robins, Wilson.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the President of the Senate this day named the following Conference Committee from the Senate to act with a like committee from the House for the consideration of Senate Amendments to House Bill No. 221: Moss, Chairman; Grandey, James.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded and carried, that the House appoint a committee to serve with a like committee from the Senate for consideration of House amendments to Senate Bill No. 160 as requested by the Senate.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 372, introduced by Committee on Appropriations: A bill for an act entitled: "An Act Appropriating All Balances of Money

Remaining in the Several Appropriations Made Under the Provisions of House Bill 259 of the Thirty-second Legislative Assembly, From the Post War Planning and Construction Reserve Fund for the Following State Institutions: Montana State Orphans' Home, Twin Bridges; Montana State Prison, Deer Lodge; Montana State Training School, Boulder; State Capitol; and Declaring This Act to be Valid Notwithstanding the Provisions of the Budget Act."

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 372, respectfully report as follows: That House Bill No. 372 do pass.

TAYLOR, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 181 and 188, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:15 o'clock, p. m., delivered to the Governor for his approval.

ARNOLD, Acting Chairman.

A motion was made, duly seconded and carried, that the House adjourn until 10:00 a. m., Wednesday, March 4, 1953.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

FIFTY-NINTH LEGISLATIVE DAY

House of Representatives
Helena, Montana
March 4, 1953.

House convened at 10:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting Arnold, Dempsey, Emmons, Hansen, McElwain, Pfohl, Reed, Regan, Tobin (Silver Bow), Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-eighth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 368 and 370, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

COMMITTEE APPOINTMENTS

The following committee was appointed by the Speaker to serve with a like committee from the Senate for consideration of House amendments to Senate Bill No. 160: Hilger, Rimel, Barnard.

MESSAGE FROM GOVERNOR

March 3, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measures:

House Joint Resolution No. 5, introduced by Hess and Graybill.

House Bill No. 71, introduced by Committee on Livestock and Public Ranges.

House Bill No. 88, introduced by Peters, O'Connor, and Watkins.

Substitute House Bill No. 105, introduced by Committee on Judiciary.

House Bill No. 117, introduced by Smith and Wiedman.

House Bill No. 234, introduced by Haines (Prairie), Hilger, Steel, Haines (Flathead).

House Bill No. 252, introduced by Committee on Livestock and Public Ranges.

House Bill No. 273, introduced by Schiltz and Graybill.

Substitute House Bill No. 290, introduced by Committee on Judiciary.

House Bill No. 293, introduced by Regan, Tobin (Lewis & Clark), and Anderson.

House Bill No. 294, introduced by Haines (Flathead), Peters, Nixon, Cerovski.

House Bill No. 302, introduced by Committee on Education.

House Bill No. 327, introduced by Schiltz.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGE FROM SENATE

March 3, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 362 was this day recommended for non-concurrence by the Committee on Finance and Claims, report adopted, and the bill is herewith returned to the House.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Sax of Richland in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration Business on General Orders, recommend the following:

That House Bill No. 368 do pass.

That House Bill No. 370 do pass.

SAX, Chairman.

Report adopted.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 373, introduced by Committee on Appropriations: A bill for an act entitled: "An Act Appropriating the Balance of Money Remaining in the Appropriation Made Under the Provisions of House Bill 463 of the Thirty-second Legislative Assembly for the State Tuberculosis Sanitarium; and Declaring This Act to be Valid Notwithstanding the Provisions of the Budget Act."

A motion was made by Bricker, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

MOTIONS AND RESOLUTIONS

A motion was made by Wiedman, duly seconded, that the House give unanimous consent to suspension of rules and consider House Bills Nos. 368 and 370 correctly engrossed, which motion carried unanimously.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 373, respectfully report as follows: That House Bill No. 373 do pass.

TAYLOR, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

REPORT OF SELECT COMMITTEE

Mr. President and Mr. Speaker:

We, your Conference Committee on House Bill No. 221 recommend as follows:

That the House recede from all amendments inserted in House Bill No. 221 and that the following Senate amendments be adopted in lieu thereof:

Amend the title by striking out the period and quotation mark following the word "Electors" at the end of the title of the printed bill and inserting a comma in lieu thereof and adding after such comma the following: "And Providing the Method Relating to Federal Reimbursements in Lieu of Taxes be Used in Computing Additions to the Foundation Program, and

Providing an Exception From the Requirement of Voted Levies in Districts Where Levies Higher Than Those Allowed by This Act Are Necessary to Obtain Federal Reimbursements in Lieu of Taxes."

Amend by striking out the period and the quotation mark following the word "specified" in line 25, page 2, of the printed bill and by inserting a comma in lieu thereof and adding the following insert: "and provided, further, that such last mentioned additional school district tax shall not, in any event, exceed fifteen (15) mills unless the excess above said ten mill limitation shall first have been authorized at an election held in accordance with the general school laws pertaining to the voting of additional levies, save and except that in any district wherein more than fifteen (15) mills is required to reach the thirty percent (30%) limit above the foundation program, such increase above the fifteen (15) mill limit may be financed by Federal reimbursement in lieu of taxes without a vote of the taxpayers up to the thirty percent (30%) limit above the foundation program, if the board of trustees of such district shall file with this final budget a certificate approved by the county superintendent of schools setting forth (a) the Federal and State requirements which make such increase above the fifteen (15) mills necessary and (b) the amount of the increase in excess of fifteen (15) mills which is necessary to meet such Federal and State requirements."

For the Senate:
MOSS,
GRANDEY,
JAMES.

For the House:
PFOHL,
LEUTHOLD,
REGAN.

A motion was made by Leuthold, duly seconded, that the House adopt the foregoing report, which report was adopted by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Dempsey, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Graybill, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Johnson (Granite), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 71.

Noes: Barnard, Cerovski, Clowes, Emmons, Gershmel, Goodgame, Goodwin, Gunderson, Johnson (Silver Bow), Mahoney, Michels, Wood. Total 12.

Absent and not voting: Crist, Higgins, Iten, McAndrews, Marsenich, Peters, Sales, Tange, Taylor. Total 9.

Excused: Hansen, Toole. Total 2.

THIRD READING

The following, having been read three times at length, history and title agreed to, were disposed of as follows:

House Bill No. 368 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Good-

game, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Missoula), Hancock, Hawks, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Barnard, Bricker, Haines (Prairie), Hanson, Iten, McAndrews, Marsenich, Nybo, Rimel, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark). Total 12.

Excused: Dempsey, Hansen, Regan, Toole. Total 4.

House Bill No. 370 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, Mahoney, Michels, Nixon, Norby, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Ringling, Sagunsky, Sales, Sax, Schiltz, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Bricker, Durkee, Haines (Prairie), Haines (Missoula), Iten, McAndrews, McElwain, Marsenich, Nybo, Peters, Rieder, Rimel, Taylor, Tobin (Lewis & Clark). Total 14.

Excused: Hansen, Toole. Total 2.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 342, 139, 329, 363, 102, 74, 220.

REGAN, Acting Chairman.

Report adopted.

I have examined House Bill No. 342 introduced by me and find the same to be correct.

SMITH.

I have examined House Bill No. 139 introduced by me and find the same to be correct.

BABCOCK.

I have examined House Bill No. 329 introduced by me and find the same to be correct.

HUGHES.

I have examined House Bill No. 363 introduced by me and find the same to be correct.

HAWKS.

I have examined House Bill No. 102 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 74 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 220 introduced by me and find the same to be correct.

REED.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

COMMITTEE APPOINTMENTS

Pursuant to the provisions of Senate Bill No. 184, the Speaker appointed the following to be House members of an Interim Committee to Examine Water Pollution in the State of Montana: Armstrong, Hilger, Dwyer.

Pursuant to the provisions of House Bill No. 231, the Speaker appointed the following to be House members of an Interim Committee to Investigate Subversive and Un-American Activities: Omholt, Cerovski.

The Speaker signed the following in open session: House Bills Nos. 102, 220, 74, 363, 139, 342, 329.

REPORTS OF SELECT COMMITTEES

To the President of the Senate
To the Speaker of the House:

We, your joint conference committee, having had under consideration House Bill No. 199, recommend that the House accede to the Senate amendment to House Bill No. 199.

For the Senate:
ROSS,
LARSON,
TIBBALS.

For the House:
HANCOCK,
HAWKS,
DURKEE.

A motion was made by Durkee, duly seconded, that the foregoing conference report be adopted, which report was adopted by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: Dwyer. Total 1.

Absent and not voting: Cavanaugh, Marsenich, Nixon, Pierce, Sagunsky, Taylor, VanDyke. Total 7.

Excused: Arnold, Hansen, Pfohl, Regan, Schiltz, Toole. Total 6.
Mr. President and Mr. Speaker:

We, your Conference Committee of the House and Senate on House Bill No. 112, beg leave to report that we are unable to agree and request that a new Conference Committee of the Senate and House be appointed.

For the Senate:
MOSS,
ANDERSON (Chouteau),
COTTON.

For the House:
REED,
McELWAIN,
TOBIN (Silver Bow).

A motion was made by Reed, duly seconded and carried, that the report be adopted.

MESSAGE FROM GOVERNOR

March 4, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measure:

House Bill No. 231, introduced by Omholt, Wiedman, Gebhardt, Barrett.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

March 4, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended for non-concurrence by the Committee on Education, report adopted, and the bills are herewith returned to the House:

House Bill No. 113 by Education Committee.

House Bill No. 159 by Walton et al.

House Bill No. 167 by Education Committee.

House Bill No. 299 by Rieder.

House Bill No. 303 by Education Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bill was this day read third time and concurred in,

as amended, title and history agreed to, and the same is herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 365 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 204 by Schiltz and Beck.

House Bill No. 229 by Committee on Military Affairs.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that House Bill No. 292 was this day recommended for non-concurrence by the Judiciary Committee, report adopted, and the bill is herewith returned to the House.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Sax of Richland in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Amendments to House Bill No. 365 be concurred in.

SAX, Chairman.

Report adopted.

THIRD READING

Senate Amendments to House Bill No. 365, having been read three several times, history and title agreed to, were concurred in by the following vote:

Ayes: Anderson, Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Dempsey, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Pierce, Powell, Purdy, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 83.

Noes: None.

Absent and not voting: Marsenich, Nixon, Norby, Reed, Regan, Taylor. Total 6.

Excused: Arnold, Hansen, Schiltz, Pfohl, Toole. Total 5.

COMMITTEE APPOINTMENTS

The following were named as House members of a joint committee to confer on Senate amendments to House Bill No. 112: Sales, Armstrong, Parker.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 342, 139, 329, 363, 102, 74, 220, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 2:34 o'clock, p. m., delivered to the Governor for his approval.

REGAN, Acting Chairman.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 369 and 371, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

REPORT OF SELECT COMMITTEE

To the Honorable President of the Senate
To the Honorable Speaker of the House:

We, your Joint Conference Committee, having had under consideration the Senate Amendments to Substitute House Bill No. 179, respectfully report and recommend as follows:

That the House adopt the Senate Amendments to Substitute House Bill No. 179.

For the Senate:
HIBBS,
ROBINS,
WILSON.

For the House:
HIGGINS,
O'CONNOR,
EMMONS.

It was moved by Emmons, duly seconded, that the foregoing conference committee report be adopted, which report was adopted by the following vote:

Ayes: Arnold, Atkinson, Barnard, Barrett, Beck, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Dempsey, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Graybill, Gunderson, Haines (Prairie), Haines (Missoula), Hancock, Hawks, Hess, Higgins, Hilger, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels,

Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Ringling, Sagunsky, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: Armstrong, Goodgame. Total 2.

Absent and not voting: Anderson, Babcock, Bricker, Crist, Durkee, Goffena, Goodwin, Haines (Flathead), Hanson, Hughes, Nixon, Nybo, Rimel, Sales, Taylor, Tobin (Lewis & Clark), Wetzsteon. Total 17.

Excused: Hansen, Schiltz, Toole. Total 3.

The Speaker signed the following in open session: Senate Bills Nos. 170, 40, 15, 134, 17, 126, and Substitute Senate Bill No. 85.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Sax of Richland in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders recommend the following:

That House Bill No. 369 be amended in Section 2 on page 4, line 75, of the printed bill by adding before the word "dormitory" the word "Adair;" and be amended on page 4, line 76, by striking out the words "fire escape" and inserting in lieu thereof the words "two fire escapes for the administration building"; and be further amended on page 6, lines 148 and 149, by striking out the words and figures "twenty-nine thousand nine hundred eighteen dollars and fifty-six cents — $29,918.56" and inserting in lieu thereof the words and figures "thirty-nine thousand one hundred sixty-eight dollars — $39,168.00"; and be further amended in Section 3, page 10, lines 134 and 135, by striking out the words and figures "twenty-nine thousand nine hundred eighteen dollars and fifty-six cents — $29,918.56" and inserting in lieu thereof the words and figures "thirty-nine thousand one hundred sixty-eight dollars — $39,168.00"; and that as so amended do pass.

That House Bill No. 371 do pass.

SAX, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 369 and 371.

OMHOLT, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Printing, to whom were referred House Bills Nos. 372 and 373, beg leave to report that the same have this date been returned from the printer correctly printed.

FULTON, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 45, 177, 205, 235, 336, 4, 175, and 229.

HUGHES, Vice-chairman.

Report adopted.

I have examined House Bill No. 45 introduced by me and find the same to be correct.

REED.

I have examined House Bill No. 177 introduced by me and find the same to be correct.

OMHOLT.

I have examined House Bill No. 205 introduced by me and find the same to be correct.

HAINES (Flathead).

I have examined House Bill No. 235 introduced by me and find the same to be correct.

GEBHARDT.

I have examined House Bill No. 336 introduced by me and find the same to be correct.

TAYLOR.

I have examined House Bill No. 4 introduced by me and find the same to be correct.

SAGUNSKY.

I have examined House Bill No. 175 introduced by me and find the same to be correct.

REGAN.

I have examined House Bill No. 229 introduced by me and find the same to be correct.

PURDY.

THIRD READING

The following, having been read three several times at length, history and title agreed to, were disposed of as follows:

House Bill No. 369 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Armstrong, Cerovski, Crist, Fry, Gershmel, Haines (Missoula), Higgins, MacDonald, McAndrews, Pierce, Taylor, Tobin (Lewis & Clark). Total 12.

Excused: Hansen, O'Connor, Schiltz, Toole. Total 4.

House Bill No. 371 was passed by the following vote:

Ayes: Anderson, Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Gleed, Goffena, Good-

game, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McDonnell, Mahoney, Marsenich, Michels, Nixon, Norby, Nybo, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 80.

Noes: None.

Absent and not voting: Cerovski, Crist, Fry, Gershmel, Haines (Missoula), MacDonald, McAndrews, McElwain, Taylor, Tobin (Lewis & Clark). Total 10.

Excused: Hansen, O'Connor, Schiltz, Toole. Total 4.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Sax of Richland in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That House Bill No. 372 do pass.

That House Bill No. 373 do pass.

SAX, Chairman.

Report adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Engrossing, beg leave to report the following bills correctly engrossed: House Bills Nos. 372 and 373.

HILGER, Vice-chairman.

Report adopted.

THIRD READING

The following, having been read three several times at length, were disposed of as follows:

House Bill No. 372 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barrett, Bricker, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Marsenich, Norby, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 68.

Noes: None.

Absent and not voting: Armstrong, Barnard, Beck, Broeder, Cerovski, Crist, Fry, Gershmel, Gleed, Goodwin, Graybill, Haines (Missoula), Hancock, McAndrews, Michels, Nixon, Nybo, Omholt, Rieder, Tange, Taylor, Tobin (Lewis & Clark). Total 22.

Excused: Hansen, O'Connor, Schiltz, Toole. Total 4.

House Bill No. 373 was passed by the following vote:

Ayes: Anderson, Arnold, Atkinson, Babcock, Barnard, Barrett, Bricker, Brownfield, Cavanaugh, Clowes, Corcoran, Dempsey, Durkee, Dwyer, Emmons, Fulton, Gebhardt, Goffena, Goodgame, Gunderson, Haines (Flathead), Haines (Prairie), Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Marsenich, Nixon, Norby, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Regan, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Armstrong, Beck, Broeder, Cerovski, Crist, Fry, Gershmel, Gleed, Goodwin, Graybill, Haines (Missoula), Hancock, Juedeman, McAndrews, Michels, Nybo, Omholt, Rieder, Tange, Taylor, Tobin (Lewis & Clark). Total 21.

Excused: Hansen, O'Connor, Schiltz. Total 4.

It was moved by Wiedman, duly seconded and carried, that the House adjourn until Thursday, March 5, at 11:00 a. m.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

SIXTIETH LEGISLATIVE DAY

House of Representatives
Helena, Montana
March 5, 1953.

House convened at 11:00 a. m. pursuant to adjournment.

Mr. Speaker in the Chair. Invocation by the Chaplain.

On roll call all members were present excepting the following: Babcock, Hansen, Schiltz, Toole, all excused.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the fifty-ninth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 288, 358, 204, 199, 282, 365, 155, House Joint Memorial No. 6, Substitute House Bills Nos. 28 and 25.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 288 introduced by me and find the same to be correct.

McELWAIN.

I have examined House Bill No. 358 introduced by me and find the same to be correct.

WIEDMAN.

I have examined House Bill No. 204 introduced by me and find the same to be correct.

BECK.

I have examined House Bill No. 199 introduced by me and find the same to be correct.

HANCOCK.

I have examined House Bill No. 282 introduced by me and find the same to be correct.

MacDONALD.

I have examined House Bill No. 365 introduced by me and find the same to be correct.

HAWKS.

I have examined House Bill No. 155 introduced by me and find the same to be correct.

ARMSTRONG.

I have examined House Joint Memorial No. 6 introduced by me and find the same to be correct.

BARNARD.

I have examined Substitute House Bill No. 28 introduced by the Committee on Townships and Counties and find the same to be correct.

HUGHES, Chairman.

I have examined Substitute House Bill No. 25 introduced by the Committee on Highways and Highway Transportation and find the same to be correct.

SAGUNSKY, Chairman.

REPORT OF SELECT COMMITTEE

To the President of the Senate
and the Speaker of the House:

We, your Joint Conference Committee, having had under consideration the Senate Amendments to House Bill No. 112, respectfully report and recommend as follows:

The House accepts Senate amendment to line 25, page 1, of the original bill wherein the words "and for" are stricken.

The House accepts Senate amendment to line 11, page 3, of the original bill wherein the words and figures "twenty-five (25)" are stricken and the words and figures "twenty (20)" are inserted in lieu thereof.

The Senate agrees that its amendment at the end of Section 1, line 14, page 4, of the original bill be revised to read as follows:

"Provided that the permissive levies provided in Section 9 and Section 14, Chapter 199, Laws of 1949, as amended by Chapter 208, Laws of 1951, shall be applicable to and based upon only ninety-three (93) per cent of the foundation program schedules as set forth in Section 1 of this act, and that no greater levy to meet approved additions to the foundation program

in any final budget may be made hereunder unless the same shall first have been approved by a vote of the taxpaying electors."

For the Senate:
MOSS, Chairman,
ALLEY,
HOFLAND (Dissenting).

For the House:
SALES, Chairman.
ARMSTRONG,
PARKER.

A motion was made by Sales, duly seconded, that the report of the Conference Committee be adopted. A substitute motion was made by Barnard that the report be not adopted, and that a new committee be appointed, which substitute motion was lost by the following vote:

Ayes: Anderson, Barnard, Barrett, Beck, Clowes, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hess, Johnson (Silver Bow), MacDonald, McAndrews, Mahoney, Michels, Nixon, Nybo, Reed, Rieder, Rimel, Ringling, Seifert, Smith, VanDyke, Wood. Total 29.

Noes: Armstrong, Arnold, Atkinson, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Crist, Dempsey, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Sagunsky, Sales, Sax, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 59.

Absent and not voting: Cerovski, Marsenich. Total 2.

Excused: Babcock, Hansen, Schiltz, Toole. Total 4.

Whereupon the report of the Conference Committee on House Bill No. 112 was adopted by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Barrett, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Crist, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hawks, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Juedeman, Leuthold, Loughran, McDonnell, McElwain, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Regan, Sagunsky, Sales, Sax, Sippel, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Tobin (Lewis & Clark), Totten, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Mr. Speaker. Total 58.

Noes: Anderson, Barnard, Beck, Clowes, Durkee, Emmons, Gershmel, Goodgame, Goodwin, Graybill, Gunderson, Haines (Missoula), Hess, Johnson (Silver Bow), MacDonald, McAndrews, Mahoney, Nixon, Nybo, Reed, Rimel, Ringling, Seifert, Smith, VanDyke, Wood. Total 26.

Absent and not voting: Cerovski, Dempsey, Marsenich, Michels, Norby, Rieder. Total 6.

Excused: Babcock, Hansen, Schiltz, Toole. Total 4.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: We, your Committee on Rules and Joint Rules, recommend as follows:

That the report of this committee dated February 21, 1953, wherein certain changes were made in rule 34 of the House rules, be withdrawn

and any change to said rule suggested in said report be cancelled and annulled.

That instead of said former suggested change, that rule 34 be amended as follows:

By striking the period following the word "italics" at the end of the first paragraph of rule 34 and adding the following words: "and where any matter has been deleted there shall be shown at the place from which the deleted matter has been taken the following: "(matter deleted)".

We further recommend that the previous change made in rule 61 remain as in previous report.

WIEDMAN, Chairman.

Report adopted.

MESSAGE FROM THE GOVERNOR

March 4, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measures.

House Bill No. 37, introduced by MacDonald, Bricker, Nixon.

House Bill No. 38, introduced by MacDonald, Norby, O'Connor.

Substitute House Bill No. 93, introduced by Social Security Committee.

House Bill No. 102, introduced by Reed, Rimel, Toole, Nybo, Haines (Missoula).

House Bill No. 106, introduced by Dwyer (by request).

Substitute House Bill No. 107, introduced by Committee on Judiciary.

House Bill No. 124, introduced by Higgins, Nixon.

House Bill No. 139, introduced by Babcock, O'Connor, Beck, Juedeman.

House Bill No. 180, introduced by McAndrews.

House Bill No. 181, introduced by MacDonald.

House Bill No. 188, introduced by Schiltz and Crist.

Substitute House Bill No. 197, introduced by Committee on Townships and Counties.

House Bill No. 210, introduced by Juedeman, Peters, Seifert, Sax, Beck.

House Bill No. 216, introduced by McAndrews.

House Bill No. 220, introduced by Committee on Education (by request).

House Bill No. 224, introduced by Omholt and Graybill.

House Bill No. 228, introduced by Emmons, Cavanaugh, McAndrews.

House Bill No. 254, introduced by Brownfield, Hilger, Nixon, Beck, Haines (Prairie).

House Bill No. 262, introduced by Peters, O'Connor, Hawks.

House Bill No. 329, introduced by Committee on Townships and Counties.

House Bill No. 332, introduced by Smith, Reed.

House Bill No. 342, introduced by Smith, Tobin (Lewis & Clark), Totten.

House Bill No. 359, introduced by Wiedman.

House Bill No. 363, introduced by Appropriations Committee.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGE FROM SENATE

March 4, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following Senate Substitute for House Bill No. 362 was this day read third time and concurred in, title and history agreed to, and the same is herewith transmitted to the House for concurrence:

Senate Substitute for House Bill No. 362 by Finance and Claims Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker: We, your Committee on Enrollment, to whom were referred House Bills Nos. 45, 177, 4, 205, 235, 336, 175, and 229, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:20 o'clock, a. m., delivered to the Governor for his approval.

HUGHES, Vice-chairman.

MOTIONS AND RESOLUTIONS

The following Resolution was read:

HOUSE RESOLUTION NO. 2

Introduced by Committee on Rules and Joint Rules

A Resolution Recommending and Providing for the Manner of Caring for the Records and Properties of the House of Representatives: the Method of Selecting and Conduct and Control of the Attaches of the House of Representatives and the General Supervision of the Conduct of the Business of the House of Representatives.

WHEREAS, the equipment, records and properties of the House of Representatives has heretofore been misplaced and misused during the interims between sessions and there is no regular method set up for the care, custody and control thereof, and

WHEREAS, there has been no regular efficient method for the selection of the various attaches of the House of Representatives, and

WHEREAS, there has never been any well defined method of selecting the principal officers of the House of Representatives and the principal attaches thereof;

NOW, THEREFORE, BE IT RESOLVED, that the House of Representatives urge upon the State Board of Examiners to keep rooms 326, 327, 328, 330 and 331 being now used as the chief clerk's office, the journal clerk's office, the speaker's office and the majority floor leader's office and the sergeant-at-arms office respectively, for the purpose of keeping

and storing the property, files and records of the House of Representatives during the interim between sessions, to the end that such property, files and records be available for the next succeeding session and also so that the chief clerk of the House shall have such material available for the accommodation and benefit of the members of the House of Representatives and such other persons or organizations as may be entitled to access to and use of such material.

BE IT FURTHER RESOLVED, that the respective political parties be urged to select in caucus only the following officers: speaker, speaker pro tem, floor leader, chief clerk and sergeant-at-arms, and that the selection of all other officers and attaches be left to the committee on employment as specified in rule 10 of the rules of the House, except that the two (2) members of the majority party who have the greater seniority in the House, and the one (1) member of the minority party having seniority in membership in the House in his party, shall meet at the capitol in Helena at least three (3) days before the opening of the legislative assembly and provide proper forms for application for positions in the House; screen and examine applicants and deliver their findings and recommendations to the employment committee as soon as such committee is appointed.

BE IT FURTHER RESOLVED, that the practice of sponsoring employees and attaches for employment in the House be abolished to the end that more competent and efficient employees and attaches may be secured for the conduct of the work and business of the House.

BE IT FURTHER RESOLVED, that a sufficiently ample mimeograph room be assigned to the mimeograph department to promote the more efficient conduct of that department.

BE IT FURTHER RESOLVED, that the 34th Legislative Assembly be and it is hereby urged to amend Section 43-213, Revised Codes of Montana, 1947, for the purpose of reclassifying and changing the numbers of employees and attaches of the House of Representatives, so that such attaches and employees will be properly classified to conform to the character of work for which they are assigned and which they actually perform.

BE IT FURTHER RESOLVED, copies of this resolution be mailed or delivered by the chief clerk of the House to the Governor, the state board of examiners, the custodian of the state capitol, and the chairman of each political party in the state of Montana.

A motion was made by Wiedman, duly seconded and carried, that the foregoing Resolution be adopted.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 2:00 p. m. this day.

House recessed.

AFTERNOON SESSION

House resumed. Mr. Speaker in the Chair.

MESSAGE FROM SENATE

March 4, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day adopted the reports of the Joint Conference Committees appointed to consider Senate Amendments to House Bills Nos. 221, 199 and Substitute House Bill No. 179.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

INTRODUCTION OF BILLS

The following was introduced, read first time, second time at length, and referred to the Committee on Appropriations:

House Bill No. 374, introduced by Committee on Appropriations: A bill for an act entitled: "An Act to Appropriate Money for the Operation, Maintenance and Other Purposes, as Designated Herein, for the Fish and Game Commission, for the Period Beginning July 1, 1953, and Ending June 30, 1955."

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

REPORT OF STANDING COMMITTEE

Mr. Speaker: We, your Committee on Appropriations, having had under consideration House Bill No. 374, respectfully report as follows: That House Bill No. 374 do pass.

TAYLOR, Chairman.

It was moved by Taylor, duly seconded, that the report be adopted. A substitute motion was made by Armstrong, duly seconded, that further consideration of House Bill No. 374 be indefinitely postponed.

A call of the House was requested, whereupon the doors were closed and a call of the House was had. Taylor moved that the call of the House be suspended. Motion seconded and carried. Whereupon the House voted upon the substitute motion, which motion carried.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Sax of Richland in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Substitute to House Bill No. 362 be concurred in.

SAX, Chairman.

Report adopted.

THIRD READING

Senate Substitute for House Bill No. 362, having been read three several times, history and title agreed to, was concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cavanaugh, Cerovski, Clowes, Corcoran, Crist, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McAndrews, McDonnell, Mahoney, Marsenich, Michels, Nixon, Nybo, O'Connor, Omholt, Parker, Pfohl, Phillips, Pierce, Purdy, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin

(Silver Bow), Tobin (Lewis & Clark), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 79.

Noes: McElwain, Powell. Total 2.

Absent and not voting: Goodwin, Higgins, MacDonald, Norby, Peters, Reed, Regan, Taylor. Total 8.

Excused: Anderson, Dempsey, Hansen, Schiltz, Toole. Total 5.

A motion was made by Wiedman, duly seconded and carried, that the House recess until 7:00 p. m. this day.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 155, 288, 358, 204, 199, 282, 365, House Joint Memorial No. 6, Substitute House Bills Nos. 28 and 25, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 4:38 o'clock, p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

MESSAGE FROM THE GOVERNOR

March 5, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measures:

House Bill No. 4, introduced by Sagunsky, Hawks, Sykes, Seifert, Barrett, Haines (Flathead), Sales, Armstrong, Norby, Wiedman, Leuthold, Beck, Broeder.

House Bill No. 45, introduced by Committee on Education.

House Bill No. 175, introduced by Regan, Steel, Anderson.

House Bill No. 177, introduced by Omholt, Sippel, Haines (Flathead), Purdy.

House Bill No. 205, introduced by Haines (Flathead).

House Bill No. 229, introduced by Committee on Military Affairs.

House Bill No. 235, introduced by Gebhardt.

House Bill No. 336, introduced by Appropriations Committee.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

March 5, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day, on roll call vote, adopted the report of the Joint Confer-

ence Committee appointed to consider Senate Amendments to House Bill No. 112.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 366 by Appropriations Committee.

House Bill No. 372 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, title and history agreed to, and the same are herewith returned to the House:

House Bill No. 350 by Ways and Means Committee.

House Bill No. 373 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day recommended by the committee of the whole that the bills be not concurred in, report adopted, and the bills are herewith returned to the House:

House Bill No. 275 by Graybill et al.

House Bill No. 276 by Graybill et al.

House Bill No. 277 by Graybill et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

A motion was made by O'Connor, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Sax of Richland in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend as follows:

That Senate Amendments to House Bill No. 366 be concurred in.

That Senate Amendments to House Bill No. 372 be concurred in.

SAX, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 366 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Emmons, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 74.

Noes: Regan. Total 1.

Absent and not voting: Barrett, Beck, Cerovski, Clowes, Crist, Gershmel, Haines (Missoula), Hawks, Hilger, Nixon, Rieder, Rimel, Tobin (Lewis & Clark), Totten. Total 14.

Excused: Anderson, Dempsey, Hansen, Schiltz, Toole. Total 5.

Senate Amendments to House Bill No. 372 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Bricker, Broeder, Brownfield, Cavanaugh, Corcoran, Durkee, Dwyer, Fry, Fulton, Gebhardt, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hanson, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McAndrews, McDonnell, McElwain, Mahoney, Marsenich, Michels, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Pierce, Powell, Purdy, Reed, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 73.

Noes: Regan. Total 1.

Absent and not voting: Barrett, Beck, Cerovski, Clowes, Crist, Emmons, Gershmel, Haines (Missoula), Hawks, Nixon, Phillips, Rieder, Rimel, Tobin (Lewis & Clark), Totten. Total 15.

Excused: Anderson, Dempsey, Hansen, Schiltz, Toole. Total 5.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

The Speaker signed the following in open session: Substitute Senate Bills Nos. 82 and 27, and Senate Bills Nos. 143, 209, 41, 90, 16, 157, 19, 87, 183.

REPORT OF SELECT COMMITTEE

To the President of the Senate
and the Speaker of the House:

We, your Joint Conference Sub-committee appointed to consider House amendments to Senate Bill No. 160, respectfully report as follows, that

having failed to agree on said House amendments, we therefore recommend that further consideration of Senate Bill No. 160 be indefinitely postponed.

For the Senate:
WALLACE, Chairman,
NUTTER,
ETTIEN.

For the House:
HILGER, Chairman,
RIMEL,
BARNARD.

A motion was made by Hilger, duly seconded, that the foregoing conference report be adopted, which motion was carried by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Corcoran, Durkee, Dwyer, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 78.

Noes: None.

Absent and not voting: Arnold, Cavanaugh, Clowes, Emmons, Fulton, MacDonald, McAndrews, Marsenich, Regan, Tobin (Lewis & Clark). Total 10.

Excused: Anderson, Crist, Dempsey, Hansen, Schiltz, Toole. Total 6.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 221, 112, 350, 372, 373, and Substitute House Bill No. 179.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 221 introduced by me and find the same to be correct.

STEEL.

I have examined House Bill No. 112 introduced by me and find the same to be correct.

STEEL.

I have examined House Bill No. 350 introduced by me and find the same to be correct.

STEEL.

I have examined Substitute House Bill No. 179 introduced by the Committee on Oil and Gas and find the same to be correct.

SALES, Chairman.

I have examined House Bill No. 372 introduced by Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

I have examined House Bill No. 373 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

MESSAGE FROM THE GOVERNOR

March 5, 1953.

Honorable Dean Chaffin
Speaker of the House of Representatives
House Chambers
Helena, Montana

Dear Sir:

I have the honor to inform you that I have this day approved the following measures:

Substitute House Bill No. 25, introduced by the Committee on Highways and Highway Transportation.

Substitute House Bill No. 28, introduced by the Committee on Townships and Counties.

House Bill No. 155, introduced by Committee on Fish and Game.

House Bill No. 199, introduced by Hancock, Peters, Gebhardt, Fry, Schiltz, Crist, Hansen (Yellowstone), Pierce.

House Bill No. 204, introduced by Schiltz and Beck.

House Bill No. 282, introduced by MacDonald.

House Bill No. 288, introduced by McElwain and Pfohl.

House Bill No. 358, introduced by Wiedman.

House Bill No. 365, introduced by Appropriations Committee.

Respectfully,
J. HUGO ARONSON,
Governor.

MESSAGES FROM SENATE

March 5, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and by a majority vote of the Senate, Joint Rule No. 22 was suspended, therefor, the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 215 by Omholt et al.

House Bill No. 251 by Wilson et al.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

A motion was made by Wiedman, duly seconded and unanimously carried, that Rule 22 of the Joint Rules of the House and Senate be suspended for the purpose of receiving from the Senate House Bill No. 215 and House Bill No. 251, both of which had been amended in the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 367 by Appropriations Committee.

House Bill No. 369 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the Senate this day adopted the report of the Joint Conference Committee appointed to consider House Amendments to Senate Bill No. 160.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to authority granted under House Bill No. 231 the Senate this day appointed two members of the Montana State Senate to serve with two members from the House of Representatives on the Interim Committee to Investigate Subversive and Un-American Activities. The following Senators were appointed: McDonnell, Harken.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that pursuant to authority granted under House Bill No. 166 the Senate this day appointed four members of the Montana State Senate to serve with four members from the House of Representatives on the Montana Legislative Council. The following Senators were appointed: MacKay, Moritz, Tibbals, McQuitty.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

The Speaker signed the following in open session: House Bills Nos. 372, 373, 350, 221, 112, Substitute House Bill No. 179.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Hanson of Custer in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Amendments to House Bill No. 367 be concurred in.

That Senate Amendments to House Bill No. 369 be concurred in.

That Senate Amendments to House Bill No. 215 be concurred in.

That Senate Amendments to House Bill No. 251 be concurred in.

HANSON (Custer), Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 367 were concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Corcoran, Durkee, Dwyer, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Taylor, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 77.

Noes: None.

Absent and not voting: Arnold, Cavanaugh, Clowes, Emmons, Fulton, McAndrews, Marsenich, Pierce, Regan, Sykes, Tobin (Lewis & Clark). Total 11.

Excused: Anderson, Crist, Dempsey, Hansen, Schiltz, Toole. Total 6.

Senate Amendments to House Bill No. 369 were concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Durkee, Dwyer, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Parker, Peters, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wilson, Wood, Mr. Speaker. Total 73.

Noes: None.

Absent and not voting: Arnold, Cavanaugh, Clowes, Corcoran, Emmons, Fulton, McAndrews, Marsenich, Pfohl, Pierce, Regan, Tange, Taylor, Tobin (Lewis & Clark), Wiedman. Total 15.

Excused: Anderson, Crist, Dempsey, Hansen, Schiltz, Toole. Total 6.

Senate Amendments to House Bill No. 215 were concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Corcoran, Durkee, Dwyer, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Norby, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 76.

Noes: None.

Absent and not voting: Arnold, Cavanaugh, Clowes, Emmons, Fulton, McAndrews, Marsenich, Parker, Pierce, Regan, Taylor, Tobin (Lewis & Clark). Total 12.

Excused: Anderson, Crist, Dempsey, Hansen, Schiltz, Toole. Total 6.

Senate Amendments to House Bill No. 251 were concurred in by the following vote:

Ayes: Armstrong, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Cerovski, Corcoran, Durkee, Dwyer, Fry, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hanson, Hawks, Hess, Higgins, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Norby, O'Connor, Omholt, Parker, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Sykes, Tange, Tobin (Silver Bow), Totten, VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 75.

Noes: None.

Absent and not voting: Arnold, Cavanaugh, Clowes, Emmons, Fulton, McAndrews, Marsenich, Nixon, Nybo, Reed, Regan, Taylor, Tobin (Lewis & Clark. Total 13.

Excused: Anderson, Crist, Dempsey, Hansen, Schiltz, Toole. Total 6.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 221, 112, 350, 372, 373, and Substitute House Bill No. 179, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:39 o'clock, a. m., delivered to the Governor for his approval.

PFOHL, Chairman.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 366, 369, 251, 215, 367, and Senate Substitute for House Bill No. 362.

HUGHES, Vice-chairman.

Report adopted.

I have examined House Bill No. 366 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

I have examined House Bill No. 369 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

I have examined House Bill No. 251 introduced by me and find the same to be correct.

WILSON.

I have examined House Bill No. 215 introduced by me and find the same to be correct.

OMHOLT.

I have examined House Bill No. 367 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

I have examined Senate Substitute for House Bill No. 362 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

The Speaker signed the following Senate Bills in open session: Senate Bills Nos. 94, 175, 46, 55, 108, 109, Substitute Senate Bill No. 210, Senate Joint Memorial No. 11, and Senate Joint Memorial No. 15.

The Speaker signed the following House Bills in open session: House Bills Nos. 366, 215, 367, 369, 251, Senate Substitute for House Bill No. 362.

MESSAGES FROM SENATE

March 5, 1953.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 361 by Appropriations Committee.

House Bill No. 368 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

Mr. Speaker:

I am directed by the Senate to inform your Honorable Body that the following House Bills were this day read third time and concurred in, as amended, title and history agreed to, and the same are herewith returned to the House for concurrence in Senate Amendments:

House Bill No. 370 by Appropriations Committee.

House Bill No. 371 by Appropriations Committee.

Respectfully,
LOU E. BRETZKE,
Secretary of the Senate.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Armstrong of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend the following:

That Senate Amendments to House Bill No. 361 be concurred in.

That Senate Amendments to House Bill No. 368 be concurred in.

That Senate Amendments to House Bill No. 371 be concurred in.

That the committee rise and report and ask leave to sit again.

ARMSTRONG, Chairman.

Report adopted.

THIRD READING

The following, having been read three several times, history and title agreed to, were disposed of as follows:

Senate Amendments to House Bill No. 361 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Corcoran, Durkee, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Taylor, Tobin (Silver Bow), VanDyke, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 70.

Noes: None.

Absent and not voting: Cavanaugh, Cerovski, Clowes, Dwyer, Emmons, Haines (Missoula), Hanson, Hawks, Higgins, Marsenich, Norby, Regan, Sykes, Tobin (Lewis & Clark), Totten, Walton. Total 16.

Excused: Anderson, Crist, Dempsey, Hansen, McAndrews, Parker, Schiltz, Toole. Total 8.

Senate Amendments to House Bill No. 368 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Corcoran, Durkee, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Tobin (Silver Bow), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 69.

Noes: None.

Absent and not voting: Cavanaugh, Cerovski, Clowes, Dwyer, Emmons, Haines (Missoula), Hanson, Hawks, Higgins, Loughran, Marsenich, Norby, Regan, Sykes, Taylor, Tobin (Lewis & Clark), Totten. Total 17.

Excused: Anderson, Crist, Dempsey, Hansen, McAndrews, Parker, Schiltz, Toole. Total 8.

Senate Amendments to House Bill No. 371 were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Corcoran, Durkee, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Haines (Missoula), Hancock, Hess, Hilger, Hughes, Iten, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nixon, Nybo, O'Connor, Omholt, Peters, Pfohl, Phillips, Pierce, Powell, Purdy, Reed, Rieder, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Taylor, Tobin (Silver Bow), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 72.

Noes: None.

Absent and not voting: Cavanaugh, Cerovski, Clowes, Dwyer, Emmons, Hanson, Hawks, Higgins, Marsenich, Norby, Regan, Sykes, Tobin (Lewis & Clark), Totten. Total 14.

Excused: Anderson, Crist, Dempsey, Hansen, McAndrews, Parker, Schiltz, Toole. Total 8.

CONSIDERATION OF GENERAL ORDERS

A motion was made by Wiedman, duly seconded and carried, that the House resolve itself into a Committee of the Whole for consideration of business on General Orders under rules of the previous sitting.

Armstrong of Flathead in the Chair. Committee arose.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee of the Whole, having had under consideration business on General Orders, recommend as follows:

That Senate Amendments to House Bill No. 370 be concurred in.

ARMSTRONG, Chairman.

Report adopted.

THIRD READING

Senate Amendments to House Bill No. 370, having been read three several times, history and title agreed to, were concurred in by the following vote:

Ayes: Armstrong, Arnold, Atkinson, Babcock, Barnard, Barrett, Beck, Bricker, Broeder, Brownfield, Corcoran, Durkee, Fry, Fulton, Gebhardt, Gershmel, Gleed, Goffena, Goodgame, Goodwin, Graybill, Gunderson, Haines (Flathead), Haines (Prairie), Hancock, Hess, Hilger, Hughes, Johnson (Granite), Johnson (Silver Bow), Juedeman, Leuthold, Loughran, MacDonald, McDonnell, McElwain, Mahoney, Michels, Nybo, O'Connor, Omholt, Peters, Phillips, Pierce, Powell, Reed, Rimel, Ringling, Sagunsky, Sales, Sax, Seifert, Sippel, Smith, Steel, Tange, Taylor, Tobin (Silver Bow), VanDyke, Walton, Watkins, Wetzsteon, Wiedman, Wilson, Wood, Mr. Speaker. Total 66.

Noes: Iten, Pfohl, Purdy, Rieder. Total 4.

Absent and not voting: Cavanaugh, Cerovski, Clowes, Dwyer, Emmons, Haines (Missoula), Hanson, Hawks, Higgins, Marsenich, Nixon, Norby, Regan, Sykes, Tobin (Lewis & Clark), Totten. Total 16.

Excused: Anderson, Crist, Dempsey, Hansen, McAndrews, Parker, Schiltz, Toole. Total 8.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 366, 369, 251, 367, 215, and Senate Substitute for House Bill No. 362, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and President of the Senate, were this day, at the hour of 11:30 p. m., delivered to the Governor for his approval.

HUGHES, Vice-chairman.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

Mr. Speaker: We, your Committee on Enrolling, beg leave to report the following bills correctly enrolled: House Bills Nos. 361, 370, 371, 368.

PFOHL, Chairman.

Report adopted.

I have examined House Bill No. 361 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

I have examined House Bill No. 370 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

I have examined House Bill No. 371 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

I have examined House Bill No. 368 introduced by the Committee on Appropriations and find the same to be correct.

TAYLOR, Chairman.

The Speaker signed the following in open session: House Bills Nos. 361, 370, 371, 368.

A motion was made by Wiedman, duly seconded and carried, that a committee of five members of the House be appointed by the Speaker to notify His Excellency, the Governor, that the House of Representatives of the Thirty-third Legislative Assembly of the State of Montana, having completed its work, is about to adjourn sine die.

A motion was made by Wiedman, duly seconded and carried, that a committee of five members of the House be appointed by the Speaker to notify the Honorable Senate that the House of Representatives of the Thirty-third Legislative Assembly of the State of Montana, having completed its work, is about to adjourn sine die.

The Speaker appointed the following to notify the Governor: Gebhardt, Armstrong, McElwain, MacDonald, Hess.

The Speaker appointed the following to notify the Senate: Wiedman, O'Connor, Bricker, Nixon, Gunderson.

A motion was made by Wiedman, duly seconded and carried, that the House recess subject to the call of the Chair.

House recessed.

House resumed. Mr. Speaker in the Chair.

A committee was received from the Senate which notified the House that the Senate had completed its work and was about to adjourn sine die.

The committee appointed to notify the Governor that the House was about to adjourn reported that the message had been delivered, and was discharged.

The Committee appointed to notify the Senate that the House was about to adjourn reported that the message had been delivered, and was discharged.

Mr. Speaker: We, your Committee on Enrolling, to whom were referred House Bills Nos. 361, 370, 371, 368, do hereby report that said bills, together with a copy thereof, signed by the Speaker of the House and

President of the Senate, were this day, at the hour of 7:40 o'clock, p. m., delivered to the Governor for his approval.

PFOHL, Chairman.

Mr. Speaker: We, your Committee on Journal, having examined the Journal for the sixtieth legislative day, find the same to be correct.

SMITH, Chairman.

Report adopted.

At 11:59 p. m., it was moved by Wiedman, duly seconded and carried, that the House of Representatives of the Thirty-third Legislative Assembly of the State of Montana do now stand adjourned sine die.

House adjourned.

DEAN CHAFFIN,
Speaker.

LEWIS R. KNOX,
Chief Clerk.

2216 4568


AMERICAN BINDERIES
4